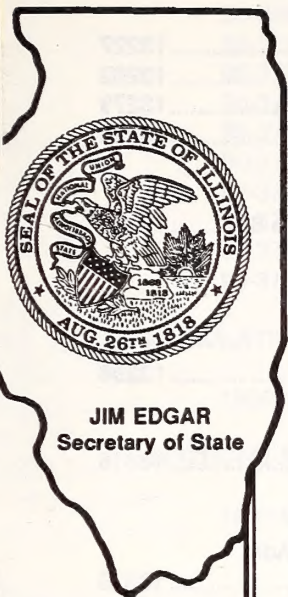




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Secretary of State

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Rules of Governmental Agencies

TABLE OF CONTENTS

PROPOSED RULES

PAGE

COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF

Economic Dislocation & Worker Adjustment Assistance; 56 Ill. Adm.

Code 2625 13045

Enterprise Zone Program; 14 Ill. Adm. Code 520 13060

Ill. Promotion Act; 14 Ill. Adm. Code 510 13072

Training Services for the Disadvantaged; 56 Ill. Adm. Code 2610 13074

COMMERCE COMMISSION, ILLINOIS

Right-of-Way Precondemnation Negotiations by Telephone Companies;

83 Ill. Adm. Code 780 13100

CONSERVATION, DEPARTMENT OF

Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox,

Gray Fox, Coyote, Beaver & Woodchuck (Groundhog) Trapping;

17 Ill. Adm. Code 570 13108

White-Tailed Deer Hunting by Use of Firearms; 17 Ill. Adm. Code 650 13113

EMPLOYMENT SECURITY, DEPARTMENT OF

Payment of Unemployment Contributions, Interest & Penalties; 56 Ill. Adm.

Code 2765 13118

PUBLIC AID, DEPARTMENT OF

Demonstration Programs; 89 Ill. Adm. Code 170 13124

Support Responsibility of Relatives; 89 Ill. Adm. Code 103 13129

PUBLIC HEALTH, DEPARTMENT OF

Ill. Formulary for the Drug Product Selection Program, The; 77 Ill. Adm.

Code 790 13133

ADOPTED RULES

COMMERCE COMMISSION, ILLINOIS

Carrier Identification; 92 Ill. Adm. Code 1307 13138

INDUSTRIAL COMMISSION, ILLINOIS

Arbitration; 50 Ill. Adm. Code 7030 13141

Insurance Regs.; 50 Ill. Adm. Code 7100 13149

Miscellaneous; 50 Ill. Adm. Code 7110 13161

Review; 50 Ill. Adm. Code 7040 13173

PUBLIC AID, DEPARTMENT OF

Aid to the Aged, Blind or Disabled; 89 Ill. Adm. Code 113 13187

Application Process; 89 Ill. Adm. Code 110 13198

Food Stamps; 89 Ill. Adm. Code 121 13202

General Assistance; 89 Ill. Adm. Code 114 13215

(continued on next page)

PUBLIC AID, DEPARTMENT OF, Continued

Medical Assistance Programs; 89 Ill. Adm. Code 120	13227
Medical Payment; 89 Ill. Adm. Code 140	13262
Rights & Responsibilities; 89 Ill. Adm. Code 102	13279
Support Responsibility of Relatives; 89 Ill. Adm. Code 103	13288

PUBLIC HEALTH, DEPARTMENT OF

Newborn Metabolic Screening & Treatment Code; 77 Ill. Adm. Code 661	13292
---	-------

EMERGENCY RULES

COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF

Ill. Promotion Act Programs; 14 Ill. Adm. Code 510	13298
--	-------

CORRECTIONS, DEPARTMENT OF

Health Care; 20 Ill. Adm. Code 415	13316
--	-------

PUBLIC HEALTH, DEPARTMENT OF

Ill. Formulary for the Drug Product Selection Program, The; 77 Ill. Adm. Code 790	13325
---	-------

PEREMPTORY RULES

AGRICULTURE, DEPARTMENT OF

Meat & Poultry Inspection Act; 8 Ill. Adm. Code 125	13355
---	-------

AGENCY NOTICES OF MODIFICATION, WITHDRAWAL OR REFUSAL TO PROPOSED RULES

PUBLIC AID, DEPARTMENT OF

Aid To The Aged, Blind or Disabled; 89 Ill. Adm. Code 113, Refusal	13361
Medical Assistance Programs; 89 Ill. Adm. Code 120, Refusal	13363

NOTICE OF CORRECTIONS

CONSERVATION, DEPARTMENT OF

Consultation Procedures for Assessing Impacts of Agency Actions on Endangered & Threatened Species; 17 Ill. Adm. Code 1075	13366
--	-------

PUBLIC HEARINGS

PUBLIC HEALTH, DEPARTMENT OF

Head & Spinal Cord Injury Code; 77 Ill. Adm. Code 550	13367
---	-------

PUBLIC INFORMATION

BANKS AND TRUST COMPANIES, COMMISSIONER OF

Notice of Acceptance of an Application by First Financial Corporation, Terre Haute, Indiana, to Acquire Ridge Farm State Bank, Ridge Farm, Ill. ..	13369
--	-------

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Agenda for August 21, 1990	13370
Second Notices Recieved	13378

EXECUTIVE ORDERS AND PROCLAMATIONS

PROCLAMATIONS

90-347 Vocational Student Organization Week (Revised)	13382
90-363 Disaster Areas - Several Counties	13382
90-364 Basolo 70 Celebration Day	13383
90-365 Miss/Ms. Wheelchair America Week	13383
90-366 Recognizes 75th Anniversary Of The U.S. Naval Reserve	13384
90-367 American Jazz Dance Week	13384

PROCLAMATIONS, Continued

90-368 International Visitors Month	13385
90-369 Morgan Horse Week	13385
90-370 Osteopathic Medicine Week	13386
90-371 Chamber Of Commerce Week	13386
90-372 Dystonia Awareness Day	13387
90-373 Emergency Medical Services Week	13388
90-374 H.M.S. Rose Day	13388
90-375 Paralyzed Veterans Recognition Day	13388
90-376 Veterans Day At The Fair	13389
90-377 Women's Business Ownership Day	13389

CUMULATIVE INDEX

1990 Index - Issue #33	CI-1
------------------------------	------

SECTIONS AFFECTED INDEX

1990 Index - Issue #33	SAI-1
------------------------------	-------

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INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1985, ch. 127, pars. 1001 et seq., as amended).

REGISTER PUBLICATION SCHEDULE 1990

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:
Dec. 19, 1989	Dec. 26, 1989	1	Jan. 5, 1990	June 26, 1990	July 3, 1990	28	July 13, 1990
Dec. 26, 1990	Jan. 2, 1990	2	Jan. 12, 1990	July 3, 1990	July 10, 1990	29	July 20, 1990
Jan. 2, 1990	Jan. 9, 1990	3	Jan. 19, 1990	July 10, 1990	July 17, 1990	30	July 27, 1990
Jan. 9, 1990	Jan. 16, 1990	4	Jan. 26, 1990	July 17, 1990	July 24, 1990	31	Aug. 3, 1990
Jan. 16, 1990	Jan. 23, 1990	5	Feb. 2, 1990	July 24, 1990	July 31, 1990	32	Aug. 10, 1990
Jan. 23, 1990	Jan. 30, 1990	6	Feb. 9, 1990	July 31, 1990	Aug. 7, 1990	33	Aug. 17, 1990
Jan. 30, 1990	Feb. 6, 1990	7	Feb. 16, 1990	Aug. 7, 1990	Aug. 14, 1990	34	Aug. 24, 1990
Feb. 6, 1990	Feb. 13, 1990	8	Feb. 23, 1990	Aug. 14, 1990	Aug. 21, 1990	35	Aug. 31, 1990
Feb. 13, 1990	Feb. 20, 1990	9	Mar. 2, 1990	Aug. 21, 1990	Aug. 28, 1990	36	Sept. 7, 1990
Feb. 20, 1990	Feb. 27, 1990	10	Mar. 9, 1990	Aug. 28, 1990	Sept. 4, 1990	37	Sept. 14, 1990
Feb. 27, 1990	Mar. 6, 1990	11	Mar. 16, 1990	Sept. 4, 1990	Sept. 11, 1990	38	Sept. 21, 1990
Mar. 6, 1990	Mar. 13, 1990	12	Mar. 23, 1990	Sept. 11, 1990	Sept. 18, 1990	39	Sept. 28, 1990
Mar. 13, 1990	Mar. 20, 1990	13	Mar. 30, 1990	Sept. 18, 1990	Sept. 25, 1990	40	Oct. 5, 1990
Mar. 20, 1990	Mar. 27, 1990	14	Apr. 6, 1990	Sept. 25, 1990	Oct. 2, 1990	41	Oct. 12, 1990
Mar. 27, 1990	Apr. 3, 1990	15	Apr. 13, 1990	Oct. 2, 1990	Oct. 9, 1990	42	Oct. 19, 1990
Apr. 3, 1990	Apr. 10, 1990	16	Apr. 20, 1990	Oct. 9, 1990	Oct. 16, 1990	43	Oct. 26, 1990
Apr. 10, 1990	Apr. 17, 1990	17	Apr. 27, 1990	Oct. 16, 1990	Oct. 23, 1990	44	Nov. 2, 1990
Apr. 17, 1990	Apr. 24, 1990	18	May 4, 1990	Oct. 23, 1990	Oct. 30, 1990	45	Nov. 9, 1990
Apr. 24, 1990	May 1, 1990	19	May 11, 1990	Oct. 30, 1990	Nov. 5, 1990	46	Nov. 16, 1990
May 1, 1990	May 8, 1990	20	May 18, 1990	Nov. 5, 1990	Nov. 13, 1990	47	Nov. 26, 1990 (Mon.)
May 8, 1990	May 15, 1990	21	May 25, 1990	Nov. 13, 1990	Nov. 20, 1990	48	Nov. 30, 1990
May 15, 1990	May 22, 1990	22	June 1, 1990	Nov. 20, 1990	Nov. 27, 1990	49	Dec. 7, 1990
May 22, 1990	May 29, 1990	23	June 8, 1990	Nov. 27, 1990	Dec. 4, 1990	50	Dec. 14, 1990
May 29, 1990	June 5, 1990	24	June 15, 1990	Dec. 4, 1990	Dec. 11, 1990	51	Dec. 21, 1990
June 5, 1990	June 12, 1990	25	June 22, 1990	Dec. 11, 1990	Dec. 18, 1990	52	Dec. 28, 1990
June 12, 1990	June 19, 1990	26	June 29, 1990	Dec. 18, 1990	Dec. 24, 1990	1	Jan. 4, 1991
June 19, 1990	June 26, 1990	27	July 6, 1990	Dec. 24, 1990	Dec. 31, 1990	2	Jan. 11, 1991

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: Economic Dislocation and Worker Adjustment Assistance

- 2) Code Citation: 56 Ill. Adm. Code 2625

<u>Section Numbers:</u>	<u>Proposed Action:</u>
2625.10	New Section
2625.30	Amendment
2625.40	Amendment
2625.50	Amendment
2625.60	New Section
2625.70	New Section
2625.80	New Section

- 4) Statutory Authority: Implementing Section 314 of the Economic Dislocation and Worker Adjustment Assistance (EDWAA) Act (Title VI, Subtitle D, of the Omnibus Trade and Competitiveness Act of 1988, P.L. 100-418, effective August 23, 1988) and Section 46.41 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.41) and authorized by Sections 46.40(b) and 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, pars. 46.40(b) and 46.42).

- 5) A Complete Description of the Subjects and Issues Involved: This rulemaking serves to specify authorized activities (Section 2625.10), to describe a performance standards system (Section 2625.60), and to prescribe procedures for the reallocation of funds (Section 2625.70) for the "Economic Dislocation and Worker Adjustment Assistance" program under Title III of the Job Training Partnership Act, in accordance with the Economic Dislocation and Worker Adjustment Assistance (EDWAA) Act (P.L. 100-418, effective August 23, 1988). Sections 2625.30, 2625.40, and 2625.50 are being amended to fulfill agreements reached with the Joint Committee on Administrative Rules during the original EDWAA rulemaking. Additionally, in Sections 2625.40 and 2625.50 a few minor corrections have been made. New Section 2625.80 governs incorporations by reference.

- 6) Will these proposed rules replace an emergency rule currently in effect? No.

- 7) Does this rulemaking contain an automatic repeal date? No.

- 8) Do these proposed amendments contain incorporations by reference? Yes.

- 9) Are there any proposed amendments pending on this Part? No.

- 10) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a state mandate as defined in Section 3(b) of the

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- State Mandates Act (Ill. Rev. Stat. 1989, ch. 85, par. 2203).

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this proposed rulemaking in writing within 45 days after this edition of the Illinois Register to the following:

Mr. John D. Taylor, Deputy Director
Department of Commerce and Community Affairs
Bureau of Program Administration
620 East Adams Street, 5th Floor
Springfield, Illinois 62701
(217) 782-6136

- 12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: August 3, 1990.

- B) Types of small businesses and small municipalities affected: There will be no direct effect on small municipalities as the result of this rulemaking. These rules govern the activities of substate grantees (SSGs) under the Job Training Partnership Act (JTPA). Sixteen of these SSGs are not-for-profits and are therefore considered small businesses in accordance with the Illinois Administrative Procedure Act.

- C) Reporting, bookkeeping or other procedures required for compliance: All SSGs must use JTPA funds in accordance with Section 2625.10. Their performance shall be measured in accordance with the performance standards system described in Section 2625.60. Reallocation of Title III funds will follow the procedures found in Section 2625.70.

- D) Types of professional skills necessary for compliance: Current SSG staff should possess the necessary skills to comply with the rulemaking.

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

TITLE 56: LABOR AND EMPLOYMENT
CHAPTER III: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

PART 2625

ECONOMIC DISLOCATION AND WORKER ADJUSTMENT ASSISTANCE

Section	Authorized Activities
2625.10	Definitions
2625.20	Allocation of Funds
2625.30	Title III Substate Area
2625.40	Designation of Substate Grantees
2625.50	Performance Standards System
2625.60	Reallotment of Funds
2625.70	Incorporation by Reference
2625.80	

AUTHORITY: Implementing Section 46.41 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.41) and Sections 4 and 301-317 of the Job Training Partnership Act (P.L. 97-300, effective October 13, 1982, as amended by P.L. 97-404, effective December 31, 1982; P.L. 99-496, effective October 16, 1986; P.L. 99-570, effective October 27, 1986; and P.L. 100-418, effective August 23, 1988) and authorized by Sections 46.40(b) and 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, pars. 46.40(b) and 46.42).

SOURCE: Emergency rules adopted at 13 Ill. Reg. 4019, effective March 13, 1989, for a maximum of 150 days; emergency expired August 10, 1989; adopted at 13 Ill. Reg. 13830, effective August 21, 1989; amended at 14 Ill. Reg.

_____, effective _____.

Section 2625.10 Authorized Activities

a) General Program Purpose - State and substate grantees will use the State's JTPA Title III funds to provide employment and training assistance to eligible dislocated workers enrolled in the program.

b) Allowable Activities - Such activities are specified in Section 314(a) of the Act and include:

- 1) the provision of rapid response assistance in accordance with Section 314(b) of the Act;
- 2) the delivery, coordination and integration of basic readjustment services and support services in accordance with Section 314(c) of the Act;
- 3) the provision of retraining services in accordance with

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

Section 314(d) of the Act;

4) the provision of needs-related payments in accordance with Section 314(e) of the Act; and

5) provisions for coordination with the unemployment compensation system in accordance with Section 314(f) of the Act.

(Source: Added at 14 Ill. Reg. _____, effective _____.)

Section 2625.30 Allocation of Funds

a) Federal Allotment to States - The State receives Title III funds under the Act as allotted by the Secretary of the U.S. Department of Labor in accordance with Section 302(b) of the Act.

b) Federal Reserve Fund - The Department of Commerce and Community Affairs (Department) shall apply for funds reserved by the Secretary of the U.S. Department of Labor under Section 302(a)(2) of the Act, in accordance with Title III instructions of periodically issued by the Secretary of the U.S. Department of Labor. Reserve funds shall be used to provide services, of the type described in Section 314 of the Act, to individuals who are affected by the circumstances described in Section 323 of the Act, and conduct activities as applicable under Section 324 of the Act.

c) State Allocation to Substate Areas - The Governor shall allocate 60 percent of the State's Title III allotment to substate areas in accordance with Section 302(d) of the Act. The allocation formula shall utilize the information detailed in Section 302(d) of the Act. Each of the following shall be the basis for allocating 25 percent of the total allocation to each substate area: insured unemployment data, unemployment concentrations data, declining industries data and long-term unemployment data. The following shall be included in the allocation formula, but shall not be bases for the distribution of funds at this time: plant closing and mass layoff data, and farmer-rancher economic hardship data.

1) The following shall be the measures of the factors to be used in calculating the allocation of Title III funds to substate areas:

A) Insured Unemployment Data - The relative number, for each substate area, of unemployment insurance claimants under the Unemployment Insurance (UI)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

system.

- B) Unemployment Concentrations Data - The relative number, in each substate area, of unemployed individuals residing in counties (or sub-county substate areas) with an unemployment rate higher than the statewide unemployment rate for the same time periods as used in federal allotments.
- C) Declining Industries Data - The relative number, in each substate area, of jobs lost within industries which have experienced declining employment.
- D) Long-Term Unemployment Data - The relative number, in each substate area, of unemployment insurance claimants who have received benefits for 15 or more weeks under the UI system.

- 2) No substate area shall be allocated an amount less than a minimum set by the Illinois Job Training Coordinating Council (IJTCC). The minimum for the first year is \$200,000. If the amounts allocated pursuant to the above formula are not sufficient to meet this level for each substate area, the amounts allocated to all other areas shall be ratably reduced so that each receives no less than the minimum.

- 3) As applicable, the Department shall utilize data for the same base period as the Secretary of the U.S. Department of Labor pursuant to Section 162 of the Act, if all necessary data is available to the Department in a timely manner at the time of allocation.

- d) Reservations for State Activities and for Substate Grantees in Need - In accordance with Section 302(c) of the Act, the Governor shall reserve 40 percent of the amount allotted to the State under Section 302(a)(1) of the Act. These funds shall be used for the activities described in Section 302(c)(1)(A) through (E) of the Act.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 2625.40 Title III Substate Area

- a) Designation of Substate Area -

- †) The Department on behalf of the Governor may initiate an application process for Private Industry Councils and local

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

chief elected officials to request designation as a substate area under the Act to take effect at the start of Program Year 1989. The process for designation and redesignation of substate areas shall conform with the requirements of Section 312(a) of the Act and 53 54 FR 41594 39144 (to be codified at 20 CFR 631.34) (October-24; 1988; ~~with no later amendments or editions~~ September 22, 1989). Redesignation of substate areas shall not take place more frequently than once every two years and shall not be made later than four months before the beginning of a program year. In considering whether to initiate an application process for designation, the Department shall ensure that each Service Delivery Area (SDA) within the State is included within a substate area and that no SDA is divided among two or more substate areas; ensure the recommendations of the IJTCC are ~~considered~~ by forwarded to the Governor's office; consider the availability of administrative funds to support the existing SDA administrative structure; and, consider the capacity available in the substate areas to achieve or exceed performance standards. The IJTCC shall recommend to the Governor ~~substate areas by preparing~~ a map of the State identifying the geographical area to be included in each substate area. Pursuant to Section 4(c) of the Illinois Job Training Coordinating Council Act (Ill. Rev. Stat. 1988 1989 Supp., ch. 48, par. 2104), these recommendations shall be forwarded to the President of the Senate and Speaker of the House of Representatives, or their designees, for review and comment by the Illinois General Assembly. In addition to criteria which may be identified by the IJTCC, the IJTCC shall consider the following criteria prior to making recommendations to the Governor on designation and redesignation:

- 1)A) the availability of services throughout the State;
- 2)B) the capability to coordinate the delivery of services with other human service and economic development programs;
- 3)E) the geographic boundaries of labor market areas within the State;
- 4)B) the adequacy of estimated available funds to support the administrative expenses of proposed substate areas;
- 5)E) the potential impact of designation and redesignation

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS
NOTICE OF PROPOSED AMENDMENTS

decisions on the ability to maintain existing effective local relationships established for the provision of employment and training services (e.g., agreements among local chief elected officials).

- 2) In addition to the entities identified in Section 312(a)(4) of the Act, the Governor may, without regard to the 200,000 population requirement, designate --SBAs-- with a smaller population as substate areas. The Governor may deny a request for substate area designation from a consortium of two or more substate areas that meets the requirements of Section 312(a)(5) of the Act only upon a determination that the request is not consistent with the effective delivery of services to eligible dislocated workers in the relevant labor market area, or would otherwise be inappropriate --in denying --a consortium's request --for --substate --area designation; the Governor shall set forth the basis and rationale for the denial (Section 312(a)(5) of the Act). Entities described in 53 FR 41594 (to be codified at 20 CFR 631.34(c)(1)) may appeal the Governor's denial according to procedures described in 53 FR 41594 (to be codified at 20 CFR 631.34(g)).

- b) Petition for Redesignation - Pursuant to Section 312(a)(6) of the Act, the Department shall initiate an application process for redesignation as described in subsection (a), if a petition is filed with the Department by an entity specified in Section 312(a)(4) of the Act. Petitions shall be accepted only if filed at least eighteen months before the start of the program year for which the redesignation is proposed. Petitions for redesignation shall include a Consortium Membership Agreement for petitioners pursuant to Section 312(a)(4)(B) of the Act.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 2625.50 Designation of Substate Grantees

a) Transition Provisions - Provisions of this subsection shall apply to the initial designation of the substate grantee to implement the provisions of the Economic Dislocation and Worker Adjustment Assistance Act. In each substate area designated by the Governor pursuant to Section 2625.40, a substate grantee shall be designated in accordance with Section 312(b) of the Act. Pursuant to the transition provisions specified at 53 FR 41597 39147-39148 (to be codified at 20 CFR 631.70(c)) (October 24, 1988 September 22, 1989, with no later amendments or editions), the effective period of this designation shall end June 30, 1990. The chief elected officials (CEO) for each substate area and the

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS
NOTICE OF PROPOSED AMENDMENTS

Private Industry Council (PIC) for each substate area shall recommend to the Governor an entity as substate grantee. In any case in which there are two or more units of general local government, the CEO of such units shall negotiate with the PIC in a manner consistent with the agreements established pursuant to Sections 102(d)(2) and 103(b) of the Act to arrive at a recommendation. In any case where the Governor concurs with the joint recommendation of the CEO and PIC, the Department shall forward a written agreement to the CEO and PIC for signatures to execute the agreement with the Governor. In any area where the CEO and the PIC cannot reach agreement, the CEO and PIC shall forward separate recommendations to the Governor. The Department shall distribute written instructions for the submittal of recommendations. In any case where the Governor is not in agreement with the CEO and PIC recommendation, or the CEO and PIC are not in agreement, the Department shall first attempt to negotiate a consensus recommendation. In the event a consensus recommendation cannot be reached, the Governor shall select the substate grantee. In attempting to negotiate a consensus recommendation or, in the absence of consensus, when designating the substate grantee, the Governor shall consider the following:

- 1) The degree to which the designation will contribute to the elimination of duplication of services;
- 2) The degree to which the designation will foster coordination of services with other programs under the Act;
- 3) The ability of the agency recommended to deliver services as evidenced by past experience in the administration of employment and training programs; and,
- 4) The degree to which the proposed designation capitalizes on the expertise of the Regional Dislocated Worker Centers established under previous statute.

- b) Eligible Agencies - Entities defined pursuant to Section 312(c) of the Act are eligible to be designated as a substate grantee.
- c) Biennial Designation - Pursuant to the requirements of Section 312(b) of the Act, a substate grantee shall be designated on a biennial basis in accordance with an agreement among the Governor, the local chief elected official or officials of the substate area and the PIC. In any case in which there are two or more units of general local government, the CEO of such units shall negotiate with the PIC in a manner consistent with the agreements established pursuant to Sections 102(d)(2) and 103(b) of the Act. Designation of the substate grantee shall be

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

consistent with coordinated service delivery; cost-effective service provision; and adequate administrative safeguards. Such coordinated service delivery arrangements shall be consistent with the statement of goals and objectives prepared by the Governor pursuant to Section 121(a)(1) of the Act and established criteria for coordinating activities under the Job Training Partnership Act pursuant to Section 121(b)(1) of the Act. In addition, designation decisions shall take into consideration the ability of the designated agency to meet and exceed performance standards established pursuant to Section 106 of the Act. Designation decisions shall also take into account the ability of the designated agency to provide adequate administrative safeguards for the expenditure of federal funds. Such safeguards include but are not limited to procedures that meet generally accepted accounting principles that ensure compliance with the requirements of the Act, implementing federal regulations published September 22, 1989 (54 FR 39139-39148, to be codified at 20 CFR 631) and 56 Ill. Adm. Code 2630. Biennial designation of the substate grantee shall conform to the following procedures:

- 1) Performance Related - In any case where the substate grantee fails to meet performance standards promulgated by the Secretary pursuant to Section 106(c) of the Act or fails to provide adequate administrative safeguards consistent with good program management that meet generally accepted accounting principles and ensure compliance with the requirements of the Act, implementing federal regulations published September 22, 1989 (54 FR 39139-39148, to be codified at 20 CFR 631), and State rules (56 Ill. Adm. Code 2600, 2625, and 2630), the Department shall initiate negotiations for the designation of the substate grantee. In such cases, the Department shall forward written instructions to the CEO and PIC describing procedures for negotiations. The existing substate grantee shall not be redesignated unless the following procedures are followed:

- A) The reasons for inadequate performance shall be documented and provided to the Department.
- B) A corrective action plan shall be developed and submitted to the Department. The plan shall include, as appropriate, reorganization of the substate grantee to address the reasons for inadequate performance. The plan shall describe other proposed corrective action to address inadequate performance.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- C) The IJWCC shall review the documentation and proposed corrective action and make a recommendation to the Department regarding the designation.
- D) The Department shall determine that the corrective action plan has a reasonable expectation of correcting inadequate performance (i.e., corrective action to be implemented is directly related to the problem identified; corrective action is achievable within the timeframes specified; requested technical assistance can be provided within timeframe specified). If the corrective action plan is determined to be insufficient, the Department will provide recommendations to the grantee regarding corrective action or revisions to proposed corrective action to be incorporated into their plan.

- 2) Local Request for Designation - Either the CEO or the PIC may request the Department to initiate procedures for the designation of a substate grantee. In order to allow adequate time for negotiations and transition of participants, such a request shall be made in writing twelve (12) months in advance of the biennial cycle in which the proposed redesignation is to take effect. After a request is made, the Department shall issue written instructions to the CEO and PIC regarding the conduct of negotiations to arrive at an agreement pursuant to Section 312(b) of the Act.

- 3) Continuing Designation - Except as provided under subsections (c)(1) and (c)(2), existing agreements shall be automatically renewed at the beginning of each biennial cycle. Unless requested by a party to the agreement, no modification to the existing agreement shall be made, and the existing agreement shall remain in effect. Modifications to the agreement shall be in writing and signed by all parties.

- 4) Inability to Perform - If for any reason (e.g., insolvency) the existing substate grantee is unable to fulfill its responsibilities under the Act, the Governor shall immediately initiate redesignation procedures with the CEO and PIC.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 2625.60 Performance Standards System

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

a) Establishment of Title III Performance Standards System - In accordance with the requirements of Section 106 of the Act and the revisions made to Title III by the Economic Dislocation and Worker Adjustment Assistance Act (EDWAA), the Department shall prescribe performance standards for the Title III dislocated worker program for Program Year (PY) 1990-1991 (July 1, 1990 - June 30, 1992). The Department, in establishing Title III performance standards, used the U.S. Department of Labor's (USDOL) current directive on Title III performance standards requirements issued in the April 13, 1990 edition of the Federal Register (55 FR 14012-14018) and the "Guide for Setting JTPA Title II-A and Title III (EDWAA) Performance Standards for PY'89", issued March 1989, by the USDOL Office of Strategic Planning and Policy Development.

b) USDOL has issued a single performance standard, the entered employment rate, for the worker adjustment program as well as an optional wage at placement goal.

c) Governors are required to set an entered employment rate standard for each substate grantee and have the option of setting an average wage at placement standard.

d) Although governors are required to use the performance standards established by USDOL, governors are permitted, within guidelines established by USDOL, to adjust the national standards in setting performance expectations for the substate grantees. In light of this flexibility the state of Illinois has developed performance standards models using state of Illinois data.

e) Performance standards are based on statistical planning models which use multiple regression techniques to predict expected performance of grantees for each measure. The models adjust for local economic conditions and the characteristics of the participants served by the grantee. The weighted values in the model have been based on prior performance under the JTPA. Application of the adjustment models result in a singular performance expectation (model adjusted value) for each of the performance measures. Governors must compute the performance of their substate areas for the two performance measures according to the following definitions:

- 1) Entered Employment Rate (EER) - Number of individuals who entered employment at termination (excluding those who were recalled or retained by the original employer after receipt of a layoff notice) as a percentage of total terminations (excluding those who were recalled or retained by the original employer after receipt of a layoff notice).

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

2) Average Wage at Placement (AWAP) - Average hourly wage for all persons who entered employment at the time of termination.

f) Title III Performance Standards Policy

1) Performance standards are to be applied to the following programs funded under Section 302 of the Act: All of section 302(c)(1) State activities; Sections 302(c)(2) and 302(d) substate area activities.

2) Entered employment rate and average wage at placement will be implemented as Title III performance measures in PY'90.

3) Illinois adjustment models will be used for PY'90.

4) To qualify as having met performance standards, a substate grantee must meet or exceed both of the USDOL performance measures.

5) If a substate grantee fails to meet performance standard for two consecutive years, the Department on behalf of the Governor may institute procedures pursuant to the Governor's by-pass authority in accordance with Federal regulations (54 FR 39145, to be codified at 20 CFR 631.38) or require redesignation of the substate grantee in accordance with federal regulations (54 FR 39144-39145, to be codified at 20 CFR 631.35), as appropriate.

g) Award of Incentive Grants

1) Incentive bonus awards will be based entirely on the two measures of performance (Entered Employment Rate and Average Wage at Placement).

2) To qualify to receive an incentive bonus award a substate grantee must first meet two requirements, these are as follows:

- A) A substate grantee must have expended a minimum of 85% of the total Title IIIA funds allocated for the program year.
- B) A substate grantee must meet or exceed the local performance standard for both performance measures.
- C) A qualifying substate grantee is then eligible for an incentive award if it exceeds either of the two performance

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

measures based on the degree to which performance exceeded the standard. The incentive bonus funds will be divided equally into two portions with one portion associated with each measure. Each of the two shares is further divided into three levels. These levels are as follows:

Degree to Which Performance Exceeded the Standard	Percentage of Incentive Grant Funds Available
>0% - 9.99%	45%
10% - 19.99%	35%
20% and above	20%

4) The allocation of funds at each level will be based on the qualifying substate grantees' relative share of the EDWAA Title IITA allocation formula applied against each level of available funds for each measure exceeded.

5) Unallocated incentive bonus funds will be carried over into the next year and distributed to qualifying substate grantees based on the above methodology.

6) The sum of the awarded amounts distributed under subsections(g)(3) and (5) above will equal the total incentive bonus award for the substate grantee.

(Source: Added at 14 Ill. Reg. _____, effective _____)

Section 2625.70 Reallotment of Funds

The revised Section 303 of the Act contains provisions for the reallotment of excess carry-forward from states, as well as a requirement that states establish procedures to ensure the availability of funds for deobligation should a state have excess carry-forward. The reallotment of funds from states will be determined on the basis of an allowable carry-forward which equals 20% of the allotment for the previous program year. The procedure for the reallotment of funds within the state will be contingent upon the state's status vis-a-vis the national reallotment process.

a) Procedures When the State Loses Funds Through USDOL Reallotment

1) When Illinois loses funds due to reallotment by the USDOL, the amount of the loss is proportioned according to the amount underspent by the SDAs as a group and by the Department. The determination of funds to be reallotted from the state is made on the basis of funds received by the state as a whole (i.e., funds received by both substate areas and the Department). The statewide allowable

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

carry-forward is 20% of the total statewide allotment, and the statewide excess carry-forward is the amount by which the combined carry-forward from both sources exceeds the allowable.

2) Following the determination of this statewide excess, excess carry-forward is calculated separately for the combined substate areas and for the Department, again on the basis of a 20% allowable carry-forward limit. If both have carry-forward in excess of their 20% allowable limit, then the excess carry-forward for each can simply be combined to provide for the state reallotment amount. If one is not in excess of the 20% allowable carry-forward limit, then the total state reallotment amount must be provided by the other.

3) In the event that the Department has carry-forward in excess of its allowable limit, the necessary amount of funds will be deobligated directly.

4) To determine excess carry-forward at the substate level, the following procedures will be adhered to:

A) An amount equal to 15% of the allocation for each SDA will be considered "allowable" carry-forward. Carry-forward above this amount will be considered "excess" carry-forward. The amount of "excess" carry-forward from each SDA will be aggregated. From this "pool" of funds will be deducted any substate share of state funds sent to the USDOL as part of the national reallotment.

B) An SDA expending 85% or more of its total funds available will be eligible to receive funds redistributed from this "pool" of excess carry-forward funds, as adjusted by the results of the USDOL reallotment process.

C) Any funds remaining in this "pool" will then be reallocated to "eligible" SDAs, on the basis of a two-part formula modeled on the federal formula used to reallocate funds among the states. In the first step, the relative allocation percentages are calculated for eligible substate areas. Based on these relative percentages, the amount to be reallocated is distributed. However, the amount reallocated to substate areas with unemployment rates at or below the statewide average are taken back and

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

"re-pooled." The relative allocation percentages are then again used to distribute this amount to all "eligible" SDAs. In this manner, SDAs with higher than average unemployment rates are eligible to receive reallocated funds from both distributions, while those with a lower rate of unemployment receive funds only from the second distribution.

b) Procedures When the State Gains, or Does Not Lose Funds Through USDOL Reallocation

1) Again, a "pool" of excess substate area funds would be constructed, based upon a 15% of allowable carry-forward. In this case, however, the state as a whole would gain funds reallocated from other states or, of the amount received by the state in this manner, 60% would be added directly to the "pool" of substate area funds to be reallocated. This total amount would then be distributed according to the two-step method described above.

2) The remaining 40% of the funds received from the reallocation from other states would come to the Department and would be available for the same uses as the 40% state portion of the original allotment.

3) These reallocation and reallocation processes would be completed by October 1 of each year or the first working day after that date.

4) All funds received by substate areas in this manner would be subject to the same cost category limitations as the funds originally allocated during any program year.

(Source: Added at 14 Ill. Reg. _____, effective _____)

Section 2625.80 Incorporation by Reference

Any incorporation by reference in this Part of the rules and regulations of any agency of the United States or of standards of a nationally recognized organization or association includes no new amendments or editions after the date specified.

(Source: Added at 14 Ill. Reg. _____, effective _____)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Enterprise Zone Program

2) Code Citation: 14 Ill. Adm. Code 520

3) Section Numbers:

<u>Section Numbers:</u>	<u>Proposed Action:</u>
520.315	New Section
520.740	Amendment
520.800	Repeal
520.810	Repeal
520.820	Repeal
520.830	Repeal
520.910	Amendment
520.1010	Amendment

4) Statutory Authority: Implementing Sections 5.4(a)(ii),(iii), and (iv) and 5.5 of the Illinois Enterprise Zone Act (Ill. Rev. Stat. 1989, ch. 67 1/2, pars. 609(a)(ii),(iii), and (iv) and 609.1(b)); Section 2-201(f) of the Illinois Income Tax Act (Ill. Rev. Stat. 1989, ch. 120, par. 2-201(f)); Sections 1d-1f of the Retailers' Occupation Tax Act (Ill. Rev. Stat. 1989, ch. 120, pars. 440d-440f); and Sections 9-222 and 9-222.1 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 9-222 and 9-222.1) and authorized by Section 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.42).

5) A Complete Description of the Subjects and Issues Involved: This rulemaking serves to amend rules entitled "Enterprise Zone Program". Section 520.315 is being added to more accurately reflect agency policy and more completely implement Section 5.4(a) of the Illinois Enterprise Zone Act. This Section allows enterprise zones to change zone incentives, to alter the termination date of the zone and to make technical corrections. The procedures to effect these amendments were inadvertently omitted from the existing rules. Section 520.740 is being amended to provide a mechanism for a high impact business to notify the department that the eligible investments have been placed in service and the minimum jobs have been created or retained, prior to the department's authorization for the utility tax exemption and the manufacturing and equipment sales tax exemption. The repeal of Subpart H (Sections 520.800-520.830) is necessary because the investment tax credit carry-forward incentive provided therein required the creation or retention of jobs by July 1, 1986. Thus, the rule has expired by operation of law and should be deleted. The amendments to Sections 520.910(a) and 520.1010(b) allow businesses owning and operating more than one facility located in Illinois enterprise zones to qualify for the utility tax exemption and the manufacturing and equipment sales tax exemption by combining their investment and total jobs created or retained if the business can demonstrate that the manufacturing processes at each location are interrelated. The department has always interpreted that the exemptions would be offered to such businesses.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

Sections 520.910(b) and 520.1010(b) are being revised to add the eligibility requirements for high impact businesses, as authorized by Section 5.5 of the Illinois Enterprise Zone Act.

6) Will these proposed amendments replace an emergency amendment currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Do these proposed amendments contain incorporations by reference? No.

9) Are there any proposed amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a state mandate as defined in Section 3(b) of the State Mandates Act (Ill. Rev. Stat. 1989, ch. 85, par. 2203).

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this proposed rulemaking in writing within 45 days after this edition of the Illinois Register to the following:

Mr. John D. Taylor, Deputy Director
Department of Commerce and Community Affairs
Bureau of Program Administration
620 East Adams Street, 5th floor
Springfield, Illinois 62701
(217) 782-6136

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: August 3, 1990.

B) Types of small businesses and small municipalities affected: No small businesses or small municipalities will be directly affected by this rulemaking.

C) Reporting, bookkeeping or other procedures required for compliance: No additional reporting, bookkeeping, or other procedures are being added to the existing enterprise zone requirements.

D) Types of professional skills necessary for compliance: Current enterprise zone staff possess the necessary skills to comply with this rulemaking.

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

TITLE 14: COMMERCE

SUBTITLE C: ECONOMIC DEVELOPMENT

CHAPTER I: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

PART 520

ENTERPRISE ZONE PROGRAM

SUBPART A: DEFINITIONS

Section
520.100

Definitions

SUBPART B: APPLICATION AND CERTIFICATION

Section
520.200
520.210
520.220
520.230
520.240
520.250

Eligible Applicants
Eligibility Criteria
Form of Application
Application Procedures
Joint Application
Application Evaluation and Ranking

SUBPART C: AMENDMENT AND DECERTIFICATION

Section
520.300
520.310
520.315
520.320

Application Overview
Boundary Changes
Application to Change Incentives, Alter Termination Date, and Make Technical Corrections
Decertification

SUBPART D: DESIGNATED ZONE ORGANIZATIONS

Section
520.400
520.410
520.420

General
Project Eligibility and Approval
Charitable Contributions

SUBPART E: LOCAL RESPONSIBILITIES

Section
520.500
520.510

Reporting and Monitoring
Administration

SUBPART F: TAX INCENTIVES

Section
520.600

Jobs Tax Credit

SUBPART G: HIGH IMPACT BUSINESSES IN ILLINOIS

Section
520.700
520.710
520.720
520.730

Definitions
Eligible Applicants
Eligibility Criteria
Form of Application

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

520.740 Application Review and Approval
520.750 Revocation of the High Impact Business Designation

SUBPART H: INVESTMENT TAX CREDIT CARRY-FORWARD

Section
520.800 Definitions (Repealed)
520.810 Eligibility Criteria (Repealed)
520.820 Form of Application (Repealed)
520.830 Application Review and Approval Process (Repealed)

SUBPART I: MACHINERY AND EQUIPMENT/POLLUTION
CONTROL FACILITIES SALES TAX EXEMPTION

Section
520.900 Definitions
520.910 Eligibility Criteria
520.920 Form of Application
520.930 Application Review and Approval Process

SUBPART J: ENTERPRISE ZONE UTILITY TAX EXEMPTION

Section
520.1000 Definitions
520.1010 Eligibility Criteria
520.1020 Form of Application
520.1030 Application and Approval Process

AUTHORITY: Implementing the Illinois Enterprise Zone Act (Ill. Rev. Stat. 1989, ch. 67 1/2, pars. 601 et seq.); Sections 201(f), (g) and (h) of the Illinois Income Tax Act (Ill. Rev. Stat. 1989, ch. 120, pars. 2-201(f), (g) and (h)); Sections 1d-1f of the Retailers' Occupation Tax Act (Ill. Rev. Stat. 1989, ch. 120, pars. 440d-440f); and Sections 9-221, 9-222, and 9-222.1 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 9-221, 9-222, and 9-222.1) and authorized by Section 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.42).

SOURCE: Adopted at 9 Ill. Reg. 11790, effective July 24, 1985; emergency amendments at 10 Ill. Reg. 4936, effective March 11, 1986 for a maximum of 150 days; amended at 10 Ill. Reg. 7323, effective April 18, 1986; amended at 10 Ill. Reg. 12563, effective July 7, 1986; amended at 10 Ill. Reg. 12915, effective July 22, 1986; amended at 10 Ill. Reg. 15200, effective September 8, 1986; amended at 10 Ill. Reg. 16580, effective September 24, 1986; amended at 10 Ill. Reg. 19718, effective November 6, 1986; amended at 11 Ill. Reg. 11054, effective June 5, 1987; emergency amendments at 11 Ill. Reg. 11174, effective June 8, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 16091, effective September 29, 1987; amended at 12 Ill. Reg. 4115, effective February 8, 1988; amended at 12 Ill. Reg. 11201, effective June 17, 1988; amended at 12 Ill. Reg. 17823, effective October 21, 1988; emergency amendment at 13 Ill. Reg. 16117, effective October 2, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 19936, effective December 7, 1989; amended

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

at 14 Ill. Reg. 3445, effective February 27, 1990; amended at 14 Ill. Reg. _____, effective _____.

NOTE: Capitalization denotes statutory language.

Section 520.315 Application to Change Incentives, Alter Termination Date, and Make Technical Corrections

a) Application to Expand, Limit or Repeal Incentives

1) The applicant shall apply to the Department to expand, limit or repeal the incentives provided in the ordinance on forms provided by the Department, and shall comply with the procedures described in Section 5.4 of the Act.

2) Sections 5.4(e) and (f) of the Act provide that all incentives and benefits previously offered shall continue for the original term of the zone for three groups:

A) business enterprises which are receiving benefits or incentives in the zone on the effective date of the amending ordinance;

B) business enterprises or expansions which are proposed or under development on the effective date of the amending ordinance, if the business enterprise demonstrates that:

i) the proposed business enterprise or expansion has been committed to locating or expanding in the zone;

ii) substantial and binding financial obligations have been made;

iii) such commitments have been made in reasonable reliance on the benefits and programs which would have been available because of the enterprise zone;

C) individuals participating in urban homestead or shopstead programs.

3) With respect to businesses which are already receiving enterprise zone benefits, the local government has the responsibility to attempt to inform eligible businesses through public notice, mailings, or other means and to take administrative steps necessary to assure compliance.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

4) Evidence of commitment under subsection(a)(2) shall include, but is not limited to: internal memoranda; purchase orders; construction plans and schematics; evidence of financial commitment from financial institutions and/or state, local or federal governments; and written contracts. Proposed business locations or expansions must also demonstrate reliance on enterprise zone benefits by applying for the incentives, provided that all other requirements are met.

5) With respect to homestead and shopstead programs, the local government shall inform affected parties and meet its obligations concerning transfer of title to the property and any other provisions that relate to the rights and privileges of the affected parties.

b) Application to Alter Termination Date

1) An applicant shall apply to the Department to alter the termination date provided in the ordinance on forms provided by the Department, and shall comply with the procedures described in Section 5.4 of the Act.

2) If the amendatory ordinance reduces the duration of the enterprise zone, the "benefit entitlement" provisions of Sections 5.4(e) and (f), of the Act and described in subsections(a)(2)(A), (B) and (C) shall apply.

c) Application to Make Technical Corrections

1) An applicant shall apply for an amendment for a technical correction on forms provided by the Department, and shall comply with the procedures described in Section 5.4 of the Act.

2) Technical correction shall mean a non-substantive change that corrects or clarifies the wording, terms or conditions of an enterprise zone ordinance or intergovernmental agreement. A technical correction is not one that affects any rights and privileges accorded to residents of the zone.

(Source: Added at 14 Ill. Reg. _____, effective _____)

Section 520.740 Application Review and Approval

a) Applications may be submitted to the Department at any time during the year.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

b) The Department shall approve or deny an application within 30 days. If the Department denies the initial application, it will specify the reasons for the denial in writing and allow the applicant 30 days to amend and resubmit the application. Resubmitted applications will be approved or denied in writing within 30 days of receipt. In no event shall the review period last longer than 90 days. In the event of a complaint by the applicant, the Department will follow the procedures outlined in 47 Ill. Adm. Code 10 (Review and Appeal Procedures).

c) If the application is eligible, in accordance with Section 520.720, the Department will notify the applicant in writing of designation as a High Impact Business and transmit a copy of the designation to the Illinois Department of Revenue.

d) Applicants determined eligible by the Department shall qualify for the credits and exemptions described in the following Acts: Section 9-222 of The Public Utilities Act (Ill. Rev. Stat. 19871989, ch. 111 2/3, par. 9-222); Section 201(h) of The Illinois Income Tax Act (Ill. Rev. Stat. 1988-Supp.1989, ch. 120., par.2-201(h)); Sections 1d and 1e of the Retailers' Occupation Tax Act (Ill. Rev. Stat. 19871989, ch. 120, pars. 440(d) and 440(e)); provided that the credits and exemptions described in these Acts shall not be authorized until the minimum investments have been placed in service in qualified properties. In the case of the exemptions described in The Public Utilities Act and the Retailers' Occupation Tax Act, the minimum full-time equivalent jobs or full-time jobs shall have been created or retained.

e) High Impact Business located in federally designated foreign trade zones or sub-zones are also eligible for additional credits, exemptions and deductions as described in the following Acts: Section 9-221 of The Public Utilities Act (Ill. Rev. Stat. 19871989, ch. 111 2/3, par. 9-221); Section 201(g) and 203 of the Illinois Income Tax Act (Ill. Rev. Stat. 1988-Supp.1989, ch. 120, pars. 2-201(g) and 2-203); and Section 5(1) of the Retailers' Occupation Tax Act (Ill. Rev. Stat. 19871989, ch. 120, par. 444(1)).

f) Prior to authorization for the credits and exemptions described in Section 9-222 of the Public Utilities Act and Section 1(d) of the Retailers' Occupation Tax Act, businesses shall notify the Department on forms provided by the Department when the minimum eligible investments have been placed in service in qualified property and the minimum full-time equivalent or full-time jobs have been created or retained.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

SUBPART H: INVESTMENT TAX CREDIT CARRY-FORWARD

Section 520.800 Definitions (Repealed)

The following definitions are applicable to Subpart H:

"Act" means Section 201(g) of the Illinois Income Tax Act (Ill. Rev. Stat. 1985, ch. 120, par. 2-201(g)).

"Eligible investment" means investments in qualified property as defined in the Investment Tax Credit, Section 201(g) of the Illinois Income Tax Act.

"Full-time employee" means a person who works a minimum of 35 regular hours per week for 52 weeks for a minimum total of 1,820 hours per year; vacations, paid holidays and sick time are included in this computation; overtime is not considered regular hours.

"Full-time equivalent job" means the number of employees required to equal one full-time employee; for purposes of this definition, "employee" means a person who works a minimum of 35 hours per week for a minimum of 13 consecutive weeks to be counted towards full-time equivalency.

"Job creation" means at least 2000 full-time equivalent employees have been hired over the number of full-time equivalent employees that were employed by the applicant as of December 31, of the previous year or will be employed by the taxpayer once all planned investments, as described in the application, are made; job titles being filled or re-filled as a result of strikes or layoffs cannot be computed as job creation; for purposes of this definition, a majority of the jobs created must be in the enterprise zone in which the eligible investment is made, meaning the employee must provide services in the zone or have the zone location as the base of operations for the services performed.

"Minimum investment" means the amount of eligible investments which must be made to qualify for the exemption; for purposes of this program, the minimum eligible investment which must be made in the enterprise zone is \$40 million.

"Qualified employee" means a person who is employed by the taxpayer applying for the exemption.

(Source: Repealed at 14 Ill. Reg. _____, effective _____)

Section 520.810 Eligibility Criteria (Repealed)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

Eligibility for five-year carry-forward is contingent on the taxpayer making a minimum investment in an enterprise zone which causes the creation of at least 2,000 full-time equivalent jobs in Illinois and being certified as eligible by the Department by July 1, 1986.

(Source: Repealed at 14 Ill. Reg. _____, effective _____)

Section 520.820 Form of Application (Repealed)

An application shall be submitted on the standard application form provided by the Department. An application shall include:

- a) Investment information--a description of the planned qualifying investment; documentation--to substantiate the investment--is qualified--(e.g., construction schedules, schematics, and specifications, or lists and approximate value of equipment to be purchased); and statement when investment will be made;
- b) Job Creation--information on new employment to result in enterprise zone as a result of the investment, which includes by job title(s) the number of new and current employees and starting date(s) of new employees; new employment of taxpayer, in addition to that just identified, which is a direct result of the investment, which includes by employment location the number of current and new employees and starting date(s) of new employees by job title, and explanation of how and why the investment causes additional employment in each location outside of the enterprise zone in which the investment is made;
- c) Certification--signed and dated statement indicating application information and data is correct and providing the Department access to materials, documents and other data required to verify application information;

(Source: Repealed at 14 Ill. Reg. _____, effective _____)

Section 520.830 Application Review and Approval Process (Repealed)

- a) Applications shall be submitted to the Department no later than June 1, 1986. The Department shall approve or deny the application within 10 days of receipt. The application will be approved if it meets the requirements of Sections 520.810 and 520.820.

- b) In cases when the Department denies an application, it shall specify in writing the reasons for denial and shall allow the applicant 15 days to amend and resubmit the application. Resubmitted applications shall be approved or denied within 15 days of receipt.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- e) Applicants determined to be eligible, in accordance with Section 520-810, by the Department, shall be issued a certificate of Conditional Eligibility. The certificate of Conditional Eligibility shall be issued for a specific time period which will expire:

- i) Three years after the date of issuance; or
- 2) The date the qualified property is placed in service, whichever is sooner.
- d) At least 60 days before the expiration of the conditional eligibility, the business must submit documentation (as described in Section 520-820(a) and (b)) to the Department that the qualifying investments have been made and the job creation requirements have been met. The Department will then issue a new Certificate of Eligibility for the remainder of the exemption period. Copies of both the conditional and final certifications will be filed by the Department with the Illinois Department of Revenue when they are issued.

(Source: Repealed at 14 Ill. Reg. _____, effective _____)

Section 520.910 Eligibility Criteria

a) Enterprise Zones

- 1) Eligibility for the tax exemption is contingent on the business located in an enterprise zone making

- A) a minimum eligible investment of \$5 million in an enterprise zone which causes the creation of a minimum of 200 full-time equivalent jobs in Illinois or,

- B) a minimum eligible investment of \$40 million in an enterprise zone which causes the retention of a minimum of 2,000 full-time jobs in Illinois, or

- C) a minimum eligible investment of \$40,000,000 which causes the retention of at least 90% of the jobs in place on the date on which the exemption is granted for the duration of the exemption.

- 2) Businesses owning and operating more than one facility located in Illinois enterprise zones shall qualify for this exemption by combining their investments and jobs created or retained if the business can demonstrate that the manufacturing processes at each location are interrelated.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

Proof of such interrelationship shall include, but is not limited to, internal memoranda, flow charts, narrative descriptions, organization charts, annual reports or any other written documentation that demonstrates that the manufacturing processes are interrelated. The majority of jobs must be located in one or more Illinois enterprise zones.

b) High Impact Business

In the case of a designated High Impact Business, eligibility is contingent on the business making a minimum eligible investment of \$12 million placed in service in qualified property at a designated location in Illinois which caused the creation of 500 full-time equivalent jobs at the designated location; or making a minimum eligible investment of \$30 million placed in service in qualified property in a designated location in Illinois which causes the retention of 1,500 full-time equivalent jobs at a designated location in Illinois.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 520.1010 Eligibility Criteria

a) Enterprise Zone

- 1) a) Eligibility for the tax exemption is contingent on the business making a minimum eligible investment of \$5 million in an Enterprise Zone which causes the creation of a minimum of 200 full-time equivalent jobs in Illinois or a minimum eligible investment of \$20 million in an Enterprise Zone which causes the retention of a minimum of 1,000 full-time jobs in Illinois.

- 2) Businesses owning and operating more than one facility located in Illinois enterprise zones shall qualify for this exemption by combining their investments and jobs created or retained if the business can demonstrate that the manufacturing processes at each location are interrelated. Proof of such interrelationship shall include, but is not limited to, internal memoranda, flow charts, narrative descriptions, organization charts, annual reports or any other written documentation that demonstrates that the manufacturing processes are interrelated. The majority of jobs must be located in one or more Illinois Enterprise Zones.

b) High Impact Business

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- b) In the case of a designated High Impact Business, eligibility is contingent on the business making a minimum eligible investment of \$12 million placed in service in qualified property at a designated location in Illinois which caused the creation of 500 full-time equivalent jobs at the designated location; or making a minimum eligible investment of \$30 million placed in service in qualified property in a designated location in Illinois which causes the retention of 1,500 full-time equivalent jobs at a designated location in Illinois.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Illinois Promotion Act

- 2) Code Citation: 14 Ill. Adm. Code 510

- 3) Section Numbers:
- | | |
|---------|-------------|
| 510.110 | New Section |
| 510.120 | New Section |
| 510.130 | New Section |
| 510.140 | New Section |
| 510.150 | New Section |
| 510.160 | New Section |
| 510.170 | New Section |
| 510.175 | New Section |
| 510.180 | New Section |
| 510.185 | New Section |
| 510.190 | New Section |
| 510.195 | New Section |
| 510.200 | New Section |
| 510.205 | New Section |

- 4) Statutory Authority: Implementing Sections 4(g) and 8a and authorized by Section 9 of the Illinois Promotion Act (Ill. Rev. Stat. 1989, ch. 127, pars. 200-24(g), 200-28a, and 200-29).

- 5) A Complete Description of the Subjects and Issues Involved: This rulemaking serves to implement the "Tourism Attraction Loan and Grant Program" authorized by the Illinois Promotion Act. Specifically, the rules describe the program purpose, eligible uses of loan and grant funds, eligible applicants, funding limitation, application cycle, application documentation, evaluation process, selection for funding, leverage, allocation of appropriations, and administrative requirements. Because another program, authorized by the Act, has been added to the Part, it is necessary to clarify the rules by adding subpart headings - "SUBPART A: TOURISM MATCHING GRANT PROGRAM" (for Section 510.10-510.100) and "SUBPART B: TOURISM ATTRACTION LOAN AND GRANT PROGRAM" (for Sections 510.110-510.205). Accordingly, the heading of the Part has been changed to "Illinois Promotion Act Programs".

- 6) Will these proposed amendments replace an emergency rule currently in effect? Yes.

- 7) Does this rulemaking contain an automatic repeal date? No.

- 8) Do these proposed amendments contain incorporations by reference? Yes, under Section 6.02(a) of the Illinois Administrative Procedure Act.

- 9) Are there any proposed amendments pending on this Part? No.

- 10) Statement of Statewide Policy Objectives: This rulemaking does not

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

create or expand a state mandate as defined in Section 3(b) of the State Mandates Act (Ill. Rev. Stat. 1989, ch. 85, par. 2203).

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this proposed rulemaking in writing within 45 days after this edition of the Illinois Register to the following:

Mr. John D. Taylor, Deputy Director
Department of Commerce and Community Affairs
Bureau of Program Administration
620 East Adams Street, 5th floor
Springfield, Illinois 62701
(217) 782-6136

- 12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: August 3, 1990.

B) Types of small businesses and small municipalities affected: Only those small businesses and small municipalities which seek funding to develop and improve tourism attractions through the Tourism Attraction Loan and Grant Program.

C) Reporting, bookkeeping or other procedures required for compliance: Financial statements must be submitted. Records concerning expenditure of program funds must be maintained.

D) Types of professional skills necessary for compliance: The accounting staff will have sufficient knowledge to maintain records necessary for compliance.

The full text of the Proposed Amendments is the same as the text of Emergency Amendments appearing on page 1338ff this Illinois Register:

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Training Services for the Disadvantaged

- 2) Code Citation: 56 Ill. Adm. Code 2610

- 3) Section Numbers:
2610.100
2610.130
2610.150
- Proposed Action:
Amendment
Amendment
New Section

- 4) Statutory Authority: Implementing Sections 106 and 165 of the Job Training Partnership Act (P.L. 97-300, effective October 13, 1982, as amended by P.L. 97-404, effective December 31, 1982; P.L. 99-496, effective October 16, 1986; P.L. 99-570, effective October 27, 1986; and P.L. 100-418, effective August 23, 1988) and authorized by Section 46.40(b) of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.40(b)).

- 5) A Complete Description of the Subjects and Issues Involved: Section 2610.100 is being amended to specify performance standards for PY'90 and PY'91. The amendment to this Section also fulfills an agreement reached with the Joint Committee on Administrative Rules during a previous departmental rulemaking (13 Ill. Reg. 14875; September 22, 1989) to incorporate by reference the "Guide for Setting JTPA Title II-A and Title III (EDWAA) Performance Standards for PY'89" issued March 1989. In Section 2610.130 the participant follow-up data collection requirements have been updated. New Section 2610.150 governs incorporations by reference.

- 6) Will these proposed amendments replace an emergency rule currently in effect? No.

- 7) Does this rulemaking contain an automatic repeal date? No.

- 8) Do these proposed amendments contain incorporations by reference? Yes.

- 9) Are there any proposed amendments pending on this Part? No.

- 10) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a state mandate as defined in Section 3(b) of the State Mandates Act (Ill. Rev. Stat. 1989, ch. 85, par. 2203).

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this proposed rulemaking in writing within 45 days after this edition of the Illinois Register to the following:

Mr. John D. Taylor, Deputy Director
Department of Commerce and Community Affairs
Bureau of Program Administration

NOTICE OF PROPOSED AMENDMENTS

620 East Adams Street, 5th floor
Springfield, Illinois 62701
(217) 782-6136

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: August 3, 1990.
- B) Types of small businesses and small municipalities affected: There will be no direct effect on small municipalities. This rulemaking affects JTPA grantees under the Job Training Partnership Act. Sixteen of these grantees are not-for-profits and are therefore considered not-for-profits in accordance with the Illinois Administrative Procedure Act.
- C) Reporting, bookkeeping or other procedures required for compliance: This rulemaking prescribes changes to the performance standards system and participant follow-up data collection requirements which all JTPA grantees must follow.
- D) Types of professional skills necessary for compliance: No additional skills are necessary for compliance.

The full text of the Proposed Amendments begins on the next page:

NOTICE OF PROPOSED AMENDMENTS

TITLE 56: LABOR AND EMPLOYMENT
CHAPTER III: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

PART 2610

TRAINING SERVICES FOR THE DISADVANTAGED

Section	
2610.10	Legislative Base
2610.20	Definitions
2610.30	Allocation of Funds
2610.40	Local Job Training Plan
2610.50	Plan Development and Approval
2610.60	Coordination Criteria
2610.70	Allowable Activities
2610.80	Eligibility Requirements
2610.90	Waivers of Limitation of Cost
2610.100	Performance Standards
2610.110	Grievance Procedure
2610.120	Non-discrimination
2610.130	Reports and Recordkeeping Requirements
2610.140	Administrative Requirements
2610.150	Incorporation by Reference
2610. Appendix A	Coordination Agreement
2610. Appendix B	Instructions: Worksheet for Adjusting Follow-Up Performance Measures for Non-Response Bias (Repealed)

AUTHORITY: Implementing Sections 46.41 and 46.49 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, pars. 46.41 and 46.49) and the Job Training Partnership Act (P.L. 97-300, effective October 13, 1982, as amended by P.L. 97-404, effective December 31, 1982; P.L. 99-496, effective October 16, 1986; P.L. 99-570, effective October 27, 1986; and P.L. 100-418, effective August 23, 1988) and authorized by Section 46.40(b) of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.40(b)).

SOURCE: Adopted at 8 Ill. Reg. 17819, effective September 14, 1984; amended at 9 Ill. Reg. 6119, effective April 19, 1985; amended at 9 Ill. Reg. 13072, effective August 12, 1985; amended at 10 Ill. Reg. 4816, effective March 11, 1986; emergency amendments at 10 Ill. Reg. 12780, effective July 10, 1986 for a maximum of 150 days; amended at 11 Ill. Reg. 2738, effective January 26, 1987; amended at 11 Ill. Reg. 11954, effective July 7, 1987; amended at 12 Ill. Reg. 4128, effective February 8, 1988; amended at 13 Ill. Reg. 14875, effective September 6, 1989; amended at 14 Ill. Reg. 1976, effective January 18, 1990; amended at 14 Ill. Reg. _____, effective _____.

Section 2610.100 Performance Standards

- a) Establishment of the Performance Standards System - In accordance

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

with the requirements of Section 106 of the Act the Department shall prescribe performance standards for adult and youth training programs under Title IIA and dislocated worker programs under Title III of JTPA. The U.S. Department of Labor (USDOL) issued current directives on performance standards requirements in the Mareh -7, -1988 April 13, 1990 edition of the Federal Register (5355 FR 725614012-14018) and the "Guide for Setting JTPA Title II-A and Title III (EDWAA) Performance Standards for PY'89", issued March 1989, by the USDOL Office of Strategic Planning and Policy Development. Governors are required to select eight of the twelve USDOL performance standards measures to evaluate local program performance for purposes of making incentive awards and sanctioning SBA performance. To measure and achieve national goals of long-term employability and economic self-sufficiency, USDOL has issued six core performance standards for PY'90 and PY'91. Although governors are required to use the twelve six core performance measures imposed by USDOL, governors are permitted, within guidelines established by USDOL, to adjust national standards in setting the performance expectations for the SDAs. In light of this flexibility the State of Illinois has developed alternative performance standards based on statewide and regional data. The performance standards are based on statistical planning models which use multiple regression techniques to predict expected performance of SDAs for each measure of performance. The models adjust for local economic conditions and the characteristics of the participants served by the SDA. The weighted values in the model have been based on prior performance of the JTPA. Application of the adjustment models result in a singular performance expectation (model adjusted value) for each of the performance measures. The twelve six core performance measures used for program evaluation reflect a combination of measures using the USDOL model; State of Illinois model; and Region-V model. The twelve measures, and the model-type used, are as follows:

1) Adult

- A) Entered-Employment-Rate-(AFER)---Number-of-adults-who entered-employment-at-termination-as-a-percentage-of the-total-number-of-adults-who-terminated-(Illinois model);
- B) Cost-per-Entered-Employment-(ACEPE)---Total-Title-IIA expenditures-for-adults-divided-by-the-total-number of-adults-who-entered-employment-(Region-V-model);
- C) Average-Wage-at-Placement-(AWAP)---Average-hourly wage-for-all-adults-who-entered-employment-at-the time-of-termination-(Illinois-model);

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- B) Welfare-Entered-Employment-Rate-(WEER)---Number-of adult-welfare-recipients-who-entered-employment-at termination-as-a-percentage-of-the-total-number-of adult-welfare-recipients-who-terminated-(Illinois model);

2) Follow-up

- A) Follow-up Employment Rate (AFER) - Total number of adult respondents who were employed (full-time or part-time) during the 13th full calendar week after termination, divided by the total number of adult respondents (i.e., terminees who completed follow-up interviews) (USDOL-model);
- B) Welfare Follow-up Employment Rate (WFER) -- Total number-of-adult-welfare-respondents-who-were-employed (full-time-or-part-time)-during-the-13th-full-calendar-week-after-termination;-divided-by-the-total number-of-adult-welfare-respondents-(i.e., terminees who-completed-follow-up-interviews)-(USDOL-model);
- B) Average Adult Weekly Earnings at Follow-up (AFEARN) - Total weekly earnings for all adult respondents employed during the 13th full calendar week after termination, divided by the total number of adult respondents employed at the time of follow-up (USDOL model);
- B) Average-Number-of-Weeks-Worked-in-Follow-up-Period (AFWW)---Total-number-of-weeks-worked-(full-time-or part-time)-during-the-13-full-calendar-weeks-after termination-for-all-adult-respondents-who-worked;-divided-by-the-total-number-of-all-adult-respondents; whether-or-not-they-worked-any-time-during-this 13-week-follow-up-period-(USDOL-model);
- 2) Welfare
- A) Welfare Follow-up Employment Rate (WFER) - Total number of adult welfare respondents who were employed (full-time or part-time) during the 13th full calendar week after termination, divided by the total number of adult welfare respondents (i.e., terminees who completed follow-up interviews).
- B) Welfare Weekly Earnings at Follow-up (WFEARN) - Total weekly earnings for all welfare respondents employed during the 13th full calendar week after termination.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

divided by the total number of welfare respondents employed at the time of follow-up.

3) Youth

A) Entered Employment Rate (YEER) - Number of youth who entered employment at termination divided by as a percentage -- of the total number of youth who terminated excluding those potential dropouts who are reported as remained in school (did not also enter employment) and dropouts who are reported as returned to school (did not also enter employment) ({{{ilinois model}}}).

B) Employability Enhancement Rate (YEEN) - Number of youth who attained one of the employability enhancements at termination, whether or not they also obtained a job as a percentage of divided by the total number of youth who terminated ({{{ilinois model}}}). Youth Employability Enhancements are:

i) Attained (two or more) PIC-Recognized Youth Employment Competencies;

ii) Entered Non-Title-III Training;

iii) Returned to Full-Time School;

iii) Remained in School;

iv) Completed Major Level of Education; and

v) Completed Program Objectives (14-15-year-olds) Entered Non-Title III Training.

6) Positive Termination Rate (YTPR) -- Number of youth who entered employment or attained one of the youth employability enhancements -- at termination -- as a percentage -- of -- the -- total -- number -- of -- youth -- who terminated ({{{ilinois model}}}).

B) Cost per Positive Termination (YCPPT) -- Total Title IIIA expenditures for youth divided by the total number of youth who either entered employment or met one of the five employability enhancements (Region-V model).

b) Performance Standards Policy

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

1) For FY90 the State of Illinois is adopting the six core performance standards as proposed by USDOL.

2) State of Illinois models will be used for establishing the local performance standard; if available -- Region-V models will be used for the cost measures -- USDBS models will be used where state models or regional models are not as yet available.

3) To qualify as having met performance standards, an SDA must meet or exceed three of the four core adult follow-up measures and one of the two core youth measures.

4) SDAs which fail to meet performance standards for two consecutive years will be subject to reorganization as required by Section 106 of the Act.

5) Departure points for each measure will be based on the 25th percentile of Illinois performance, with the exception of the two cost measures (ACPEE and YCPPT); and YEEN. The national departure points will be used for these measures. Tolerance limits will be set at the 95th percent confidence interval.

3) The Department has defined sanctioned and rewarded measures for FY88 as follows:

Sanctioned Measures	Rewarded Measures
AEER	WEER
WEER	AWAP
AWAP	YEER
ACPEE	YEEN
YEER	APER
YTPR	
YCPPT	
APER	

6) The Department shall establish a range of performance above and below the performance expectation generated by the adjustment model. The upper and lower limits of this range shall be determined by adding the tolerance level adjustment (negative and positive percent respectively) to the model adjusted value.

7) Definitions of "meeting", "exceeding", or "failing" the local performance standard are as follows: To qualify as having met performance standards, an SDA must meet or exceed the local performance standard for any five of the eight sanctioned measures -- in order for an SDA

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

to "Meet the local performance standard;

A) Meet - The performance measure outcome associated with the standard must be falls within the tolerance level range band, as established when the tolerance range value is applied to the model adjusted performance standard. All noncost measure outcomes failing below the tolerance level lower band constitute failure of the standard; while all noncost measure outcomes above the upper band of the tolerance level constitute "exceeding" the performance standard. For the cost measures, the inverse applies.

B) Exceed - The performance measure outcome is greater than the upper level of the tolerance range band as established when the tolerance range value is applied to the model adjusted performance standard.

C) Failure - The performance measure outcome is less than the lower level of the tolerance range band as established when the tolerance range value is applied to the model adjusted performance standard.

8) The performance outcome as it relates to the USDOL postprogram follow-up measures may be adjusted upward or downward depending on calculation of the nonresponse bias adjustment. The nonresponse bias adjustment is only required when the difference in follow-up response rates between those terminations who were employed and those who were not employed at termination exceeds five percentage points. The adjustment for nonresponse bias applies to each of the two samples required for Title IIA postprogram follow-up data collection: Adults and Adult Welfare. If the difference between the response rates is five percentage points or less the nonresponse bias adjustment will not be invoked.

9) The end of the year performance standard calculated for each SDA will be used to assess the performance outcome for that program year. The performance assessment will be based on the actual performance outcome, or in the case of the USDOL follow-up measures, on the adjusted outcome (if appropriate). This performance assessment will form the basis for identification of SDAs requiring technical assistance/ corrective action and those SDAs qualifying for incentive bonus awards.

10) A minimum model adjusted standard of 0.0% and a maximum

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

model adjusted standard of 100.0% for all performance standards using percentage rate as an outcome is established. The Department shall calculate performance standards for each SBA based on actual terminations characteristics; average weeks of program participation and local economic data in accordance with the appropriate adjustment model. The Department shall compare each SBA's actual performance outcome with the performance standards derived from the model for each of the performance measures in accordance with the performance ranges specified in subsection(b) of this Section. The results of this comparison shall be used to determine which SDAs have met performance standards and which SDAs have failed to meet performance standards as specified in subsection(b) of this Section.

c) Award of Incentive Grants

1) The total amount of funds available will be determined by taking

A) 75% of the total 6% allotment for the current program year;

B) plus those 6% funds not allocated for incentive grants from the prior year;

C) plus the unused portion of the funds set aside for technical assistance from the prior year;

D) plus any deobligated funds from the prior year.

2) To qualify to receive an incentive grant award, an SDA must first meet or exceed the standard for at least five of the eight sanctioned performance measures three of the four adult follow-up core measures and one of the two youth core measures as described in subsection(b) of this Section. A qualifying SDA is then eligible for an incentive award if it exceeds any one of the six core five-rewarded measures and will receive an additional award for each rewarded measure based on the degree to which performance exceeded the upper band of the tolerance level.

3) New PY8990 incentive funds will be divided into two portions as follows:

A) One-third will be allocated among those qualifying SDAs qualifying to receive an incentive award as described in subsection(c)(2) above that exceeded one

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

or more of the five rewarded performance measures. The amount of this award will be based on each qualifying SDA's share of the Title IIA allocation formula (see Section 2610.30) relative to all qualifying SDAs who exceeded one or more of the five rewarded measures.

- B) Two-thirds will be allocated among qualifying SDAs that exceeded one or more rewarded measures based on the number of rewarded measures exceeded and the extent to which each performance exceeded the standard. This amount will be divided equally into five six shares with one share associated with each measure. Each of these five six shares is further divided into four levels. The allocation of funds at each level will be based on the qualifying SDA's relative share of the JTPA Title IIA allocation formula applied against each level of available funds for each measure exceeded. These levels are as follows:

Degree to which performance exceeded the standard	Percentage of incentive grant funds available
>0% - 9.99%	60%
10% - 14.99%	15%
15% - 19.99%	15%
20% and above	10%

- C) A Follow-Up Response Rate Adjustment Assessment will be implemented and applied to the incentive bonus earned for each of the four follow-up measures. The Response Rate Adjustment Assessment is designed to reward the SDAs with above minimum (70% and above) follow-up response rate performance while penalizing those SDAs with below minimum (less than 70%) follow-up response rate performance. A graduated penalty will be assessed on the incentive earned for each follow-up measure for those SDAs with response rates below 70%. The total dollar amount of the penalties will then be distributed (based on Title IIA allocation %) to those SDAs with response rates at 70% and above for all categories.

- i) The Response Rate Adjustment Assessment Table for Employed is as follows:

Employed At Termination Category

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

Response Rate	Assessment
70% and >	0
60% - 69.99%	-5%
50% - 59.99%	-15%
40% - 49.99%	-25%
< 40%	-50%

- ii) The Response Rate Adjustment Assessment Table for Unemployed is as follows:

Unemployed At Termination Category	Assessment
Response Rate	
70% and >	0
60% - 69.99%	-5%
50% - 59.99%	-15%
40% - 49.99%	-25%
< 40%	-50%

D)e) Unallocated incentive grant funds, unused technical assistance funds, and deobligated funds carried over from prior years will be awarded to qualifying SDAs based on the methodology described in subsection (c)(3)(A).

E)b) The sum of the amounts determined to be awarded from the funds distributed under subsections (c)(3)(A), (B), and (C) will equal the total incentive grant for the SDA.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 2610.130 Reports and Recordkeeping Requirements

- a) Record Retention Requirements

1) All grantees shall adhere to the provisions contained in the Regulations of the Local Records Commission (44 Ill. Adm. Code 4000) and the Local Records Act (Ill. Rev. Stat. 1987 1989, ch. 116, par. 43.102 et seq.).

2) Additionally, the provisions of the 20 CFR 629.35 (1983) are applicable.

b) Management Information System - In accordance with the requirements of Section 165 of the Act, the Department shall develop and implement a statewide Management Information System (MIS).

1) All participant-serving grantees under the Act shall

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

participate in the Department's management information system and provide to the Department and maintain in document files for each participant, information elements as specified in subsections(c) and (d) of this Section.

2) The statewide MIS shall be an automated system for the collection, processing and reporting of information on participants relating to eligibility determination, demographic characteristics, performance measures (pre- and post-program outcomes), employability, participation in activities and services under the Act, termination, and follow-up.

3) The system shall collect required expenditure reports as specified in subsection(e) of this Section.

4) The Department shall install telecommunications lines and remote data entry equipment where such is required to support collection of the information requirements as specified in this Part. The determination regarding need for equipment will be based primarily on the number of participants to be served.

5) Standardized instructions and data collection and data entry forms shall be issued by the Department, consistent with the information requirements as specified in this Part.

c) Participant Record Requirements - Participant record requirements shall be promulgated in order for the Department to comply with the following Sections of the Act: 108 (b)(3); 121 (c)(3); 123 (c)(1); 123 (c)(3); 124 (d); 141 (e); 141 (k); 165; 167 (a); 203; 204 (11); 205 (b)(1); 205 (c); 205 (d); 253; 302 (a); and 504. Each participant-serving grantee under the Act shall collect and retain file documentation for each participant as specified in this section. Each participant-serving grantee shall collect and maintain file documentation sufficient to verify the eligibility of individuals for participation in titles and programs under the Act. This type of documentation consists of the applicant record (i.e., application form, work history, family income statement, eligibility certification checklists), documents verifying elements of the applicant record which pertain to eligibility (for example, tax returns, check stubs, statements from government agencies indicating eligibility for public assistance), and verification of collateral contact (for example, records of SDA employee conversations with third parties). Grantees shall not be required to maintain a work history form for youth enrolled in programs authorized under Section 251 of the Act (29 U.S.C. 1631). The Department shall issue

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

standardized forms and procedures for the collection and retention of each element of the participant record, including a technical assistance guide. Participant record requirements shall be consistent with the Management Information System requirements under subsection(b) of this Section. The specific elements of the participant record are as follows:

1) JTPA Application Information

A) Identification Data

- i) Service Delivery Area/Dislocated Worker Center
- ii) Client ID
- iii) Application Date
- iv) Determination of Client Application Status
- v) Name
- vi) Address (Street, City, State, Zip Code and County)
- vii) Telephone Number

B) Demographic/Descriptive Data

- i) Sex
- ii) Date of Birth
- iii) Age
- iv) Ethnic Group: White (Not-Hispanic); Black (Not-Hispanic); Hispanic; Asian/Pacific Islander; or American Indian/Alaskan Native
- v) Education Status: High School Dropout; Student (High School or Less); High School Graduate (or GED); or Post High School Education

C) Eligibility Determination and Documentation Data

- i) Single Head of Household with Dependent Children (Yes/No)
- ii) Authorized to Work in U.S.: Not Authorized; U.S. Citizen; Registered Alien/Refugee

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- iii) Selective Service Registrant Compliance
- iv) Barriers to Employment: Limited English Proficiency; Displaced Homemaker; Teenage Parent; Handicapped; Older Worker; Veteran; Offender; or Other (Specify)
- v) Economically Disadvantaged (Yes/No): Meets Income Criteria; Welfare Recipient; Foster Child; Food Stamp Recipient; or Homeless
- vi) Family Income
- vii) Number in Family
- viii) Enrolled Under 10% Criteria (Yes/No)
- ix) Type of Welfare Received (Yes/No): AFDC; WIN Registrant; General Assistance; Refugee Assistance; or SSI (SSA Title XVI)
- x) Highest School Grade Completed
- xi) Part-time Student
- xii) Educational Achievements: Student Meeting Attendance/Achievement Levels; Student Not Meeting Attendance/Achievement Levels; or High School Graduate with Educational Deficiencies
- xiii) Post High School Plans: Plan to Enter Full-Time Labor Market or Plan to Continue with Post Secondary Education
- xiv) Employment Experience (Yes/No): Completed Equivalent of Pre-Employment Skills Training or Received Paid Employment No Greater than 250 Hours
- xv) Client Determined Eligible for Program (Yes/No): Title IIA, Adult/Youth Training Program; Title IIA, Education for Employment; Title IIA, Entry Employment Experience; Title IIA, School to Work Transition; Title IIA, Limited Work Experience; Title IIA, Pre-Employment Skills/Training; Title IIA, Try-out Employment; Title IIB, Summer Youth Program; Title IBE, Section 123(82 Program); or Title IBO, Section 124 (Older Workers)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- xvi) Termination/Laid Off from Employment: Terminated or Laid Off; Received Notice of Termination or Layoff; Terminated As a Result of Plant Closure; Receive Notification of Termination as a Result of Plant Closure; or None of Above
- xvii) Termination or Notification Date
- xviii) Primary Occupation Standard Occupational Classifications (SOC) Codes
- xix) Total Months Employed in All Previous Primary Occupation(s)
- xx) Months Since Last Employed in Last Previous Primary Occupation
- xxi) Weeks Unemployed (Since Any Employment)
- xxii) Documented Job Search Criteria Met (Yes/No)
- xxiii) Weeks Unemployed (Out of Last 20 Weeks)
- xiv) Client Eligibility for Title III, Dislocated Worker Training Assistance (Yes/No)
- D) Programmatic Data
 - i) Referral Sources
 - ii) Transfer from Other JTPA Title (Yes/No)
- E) Performance Assessment Data
 - i) Labor Force Status: Unemployed; Employed; Not in Labor Force; Unemployed 15 or More Weeks of Prior 26 Weeks
 - ii) Unemployment Compensation Status: Eligible for Benefits; Receiving Benefits; or Exhausted Benefits
 - iii) Minimal Work History
 - iv) SOC Codes of Previous Occupations
 - v) Months Received AFDC (Last 30 Months)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

F) Certification and Recertification Signature: Signature of Applicant; Signature of Parent or Guardian (If Applicable); Relationship to Applicant; Signature of Interviewer; and Dates

2) Supplemental/Optional Record

A) Supplemental Date

- i) Referral to Other Agency (Yes/No)
- ii) Name of Agency to Which Referral Was Made and Date of Referral

iii) Reading Grade Level, Test Date and Deficiency Rating (Yes/No)

iv) Mathematics Grade Level, Test Date and Deficiency Rating (Yes/No)

v) Youth Competency Skill Area Deficiencies: Pre-employment/Work Maturity; Basic Educational Skills; Job Specific Skills

B) Optional Data

i) Benefit Rating

ii) Need Rating

iii) Ward of State (Yes/No)

iv) Migrant Worker (Yes/No)

v) User Application Fields

vi) User Target Population Fields

C) Collateral Contacts (Optional)

i) Contact Name

ii) Contact Address (Street, City, State, Zip Code)

iii) Telephone Number

iv) Relationship to Client

3) Training/Services Record

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

A) Identification Data

i) Service Delivery Area/Dislocated Worker Center

ii) Client ID

iii) Application Date

iv) JTPA Title

v) Client Name

B) Training/Service Code

i) Training/Service Code

ii) Sequence Number

iii) Service Provider

iv) Grant Number

v) Sent to Other Provider (Yes/No)

vi) Planned Start Date

vii) Actual Start Date

viii) Planned End Date

ix) Actual End Date

x) SOC Code

xi) Classification of Industrial Program (CIP) Code

xii) Try-Out Employment Site

xiii) Hourly Wage

xiv) Scheduled Hours

xv) Cumulative Hours

xvi) Cumulative Hours Override

xvii) Successfully Completed (Yes/No)

C) Signatures

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- i) Signature of Individual Completing Form

- ii) Date

4) Termination Record

A) Identification Data

- i) Service Delivery Area/Dislocated Worker Center

- ii) Client ID

- iii) Application Date

- iv) JTPA Title

- v) Client Name

B) Termination Data

- i) Termination Date

- ii) First Termination Reason: Entered Employment (i.e., Entered Unsubsidized Employment, Entered Registered Apprenticeship Program, Entered Armed Forces, Recalled, or Continued Unsubsidized Employment); Youth Employability Enhancement (i.e., Entered Non-Title II Training, Returned to Full Time School, Age 14-15 Completed Program Objectives, Completed Major Level of Education, or Attained Youth Competencies); and Other (i.e., Continued as Full Time Student, Ineligible, Dropout, Transfer to Other Title/Subpart, or Other Reason).

- iii) Second Termination Reason (Title IIA Youth Only): Youth Employability Enhancements (i.e., Entered Non-Title II Training, Returned to Full Time School, Age 14-15 Completed Program Objectives, Completed Major Level of Education, or Attained Youth Competencies).

- iv) Youth Competency Attained (i.e., Pre-employment/Work Maturity Skills (Yes/No), Basic Education Skills (Yes/No), and Job Specific Skills (Yes/No)).

- v) Principal Service Provider

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- vi) Principal Activity

- vii) Hired at Try-out Employment Site: Yes; No; or Not Applicable

C) Employment Information

- i) Employment Start Date

- ii) Training Related

- iii) Job Title Description

- iv) SOC Code

- v) Hourly Wage

- vi) Scheduled Weekly Hours

- vii) Employer

- viii) Street and City Address of Employer

- ix) State and Zip Code of Employer

- x) Telephone Number

- xi) Standard Industrial Classification (SIC) Code

- xii) Contact

D) Signatures

- i) Signature of Individual Completing Form

- ii) Date

5) Provider Data

A) Identification Data

- i) Service Delivery Area/Dislocated Worker Center Code

- ii) Service Provider ID

- iii) JTPA Title

B) Level 1 and 2 Provider Information

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- i) Name
- ii) Street Address
- iii) State and Zip Code
- iv) County
- v) Allowable Training Activities/Services
- C) Level 2 Provider Information
 - i) CIP Codes
 - ii) SOC Codes

d) Participant Follow-Up Data Collection Requirements - In accordance with the requirements of Sections 106 and 165 of the Act, and the Annual Status Report for Title IIA and Title III programs effective July 1, 1986, the Department shall develop and implement a participant follow-up data collection system. The Economic Dislocation and Worker Adjustment Assistance (EDWAA) Act (Title VI, Subtitle D, of the Omnibus Trade and Competitiveness Act of 1988) revised Title III of the Job Training Partnership Act (JTPA) but also required that each program (SSA, Governor's Reserve, Secretary's National Reserve) be responsible for participant follow-up. The purpose of this system is to collect and report to the U.S. Department of Labor selected postprogram data which will be used by the Secretary of Labor to support performance standards. ~~the purpose of this system is to collect and report to the U.S. Department of Labor selected postprogram data which will be used by the Secretary of Labor to support candidate measures for JTPA performance standards in Program Year 1988.~~ In order to implement these measures, ~~title III and Title III~~ grantees will be required to collect and report to the Department post-program data items ~~for adult~~ ~~terminees and adult welfare-terminees~~ as specified in this Part. The major elements of this system are as follows:

- 1) Outcome Measures - The post-program data collection requirements are based on the following outcome measures which together describe the labor market experiences of program terminees for the 13 week period after program termination:
 - A) The employment rate during the 13th full calendar week after program termination.
 - B) The average gross weekly earnings of terminees

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

employed during the 13th full calendar week after program termination.

- C) The average number of weeks employed during the 13 post-program weeks.

D) The average hourly wage of those employed during the 13th full calendar week after program termination.

2) Post-Program Timing

- A) Post-program data collection shall commence for participants terminating on or after July 1, 1986 (July 1, 1989 for EDWAA terminees).

- B) Follow-up data shall be collected for the 13th full calendar week following termination from the program.

- C) Post-program data shall be collected for terminees whose 13th post-program week ends during the program year.

- D) Follow-up interviews of terminees shall commence during the first week of October 1986 (first week of October 1989 for EDWAA terminees).

- E) Data collection is limited to a four week period from the 14th to the 17th week following termination. Follow-up may occur during the 18th week only when the terminee is located before the end of the 17th week.

3) Interview Group Selection

- A) Title IIA grantees must collect follow-up data for two groups: adults and adult welfare recipients.

- B) Title III and EDWAA grantees must collect follow-up data for all ~~Title-III~~ terminees.

- C) The size of each of the above groups to be interviewed shall be determined by the number of planned terminees from each group during the period for which post-program data will be collected.

- D) If the number of planned terminees in any of the interview groups is equal to or less than 137, each terminee from that group must be included in the data collection effort. If the number of planned

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

terminees exceeds 137, data on a sample of terminees may be collected.

E) If sampling is used as a basis for determining which terminees will be interviewed, the sample must be as large as the minimum sample sizes specified by the U.S. Department of Labor Employment and Training Administration in federal regulations issued May 16, 1990 (55 FR 20342) its--follow-----up--Technical Assistance--Guide--for--Postprogram--Data--Collection Under-the-Job-Training-Partnership-Act--Version-3-8; issued--June--1986;--with--no--later--amendments--or editions: Samples must be drawn independently for each interview group and must be random.

F) The-Department-will-select-the-sample-for-the-title-iii-program-and-will-contract-with-a-third-party-for client--interviews: If samples are used, an individual sample is required for each SSA, while statewide samples are required for statewide and national reserve reports.

4) Methods for Terminee Contact

A) The follow-up data must be gathered by administering a questionnaire over the telephone or in person. Mail questionnaires may be used only in those cases where the terminee does not have a telephone or cannot be reached by telephone.

B) Contact must be made with the terminee directly.

5) Interview Questions - A standard set of questions must be asked of all respondents as specified in the Exhibit found in USDOL regulations (53 FR 7265).

6) Response Rate Requirements and Non-Response Bias Adjustment -

A) A 70 percent minimum response rate is required for each--of--the--following--groupsthose who entered employment at termination and those who did not enter employment at termination for each SSA, for statewide and national reserve, for:

ii) -title-iiA-Adults-Employed-at-Termination

iii) Title IIA Adults Unemployed-at-Termination,

iiii) Title IIA Adult Welfare Employed ---at

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

termination, and

iv) title-----iiA---Adult---Welfare-----Unemployed---at Termination

v) Title III, Employed-at-Termination

vi) title-iii-Unemployed-at-Termination

B) Prior to reporting the results of follow-up data collection to the Department, title-iiA-and-title-iii grantees must adjust for the effects of non-response bias when the difference between the response rates attained for each of the above groups exceeds five percent. The adjustment method used shall be the one provided by the U.S. Department of Labor Employment and Training Administration in its Follow-Up Technical Assistance Guide for Postprogram Data Collection under the Job Training Partnership Act, Version 3.0, issued June, 1986;--with--no--later amendments-or-editions.

7) Reporting - Data collected on clients with April 1, 1988 and later termination dates must be entered onto the JTPA II MIS. title-iiA-grantees-must-enter-the-postprogram follow-up-data-themselves;-but-the-Department-will-enter the-title-iii-data-collected.

e) Eligibility Review and Verification System - In accordance with the requirements of Section 165 of the Act and 20 CFR 629.43, effective April 15, 1983, the State shall implement an Eligibility Determination and Verification System for use by all grantees enrolling individuals under Title IIA and IIB of the JTPA. The State shall prescribe detailed instructions and forms to be used by grantees for certification of eligibility. The Eligibility Determination and Verification System shall consist of the following procedures:

1) Determination of Eligibility - Each grantee shall determine the eligibility of an applicant for JTPA titles and programs into which the applicant is to be enrolled. Grantees shall also determine the eligibility of a participant for enrollment in new JTPA programs after initial enrollment (e.g., exemplary youth programs). Enrollment into JTPA titles and programs shall be supported by documentary evidence. All documentary evidence shall be provided prior to enrollment of an applicant into JTPA or placement of a participant into a new JTPA program. Documentary evidence is defined as written confirmation of

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

the applicant's status at the time of application. Should documentary evidence not be available, grantees may use collateral contacts (i.e., verbal confirmations) with social service and other organizations to verify the status of applicant. Grantees are required to collect documentary evidence sufficient to support:

- A) the enrollment of an applicant into a Title under JTPA and,
- B) the placement of a participant into a new JTPA program.

2) Documentation Requirement for U.S. Citizens and Resident Aliens - Grantees may accept self-attestation as a basis for establishing if an applicant is an U.S. citizen. The status of applicants who identify themselves as resident aliens shall be documented.

3) Documentation of Selective Service Compliance - Grantees shall accept self-attestation as a basis for establishing if an applicant is in compliance with Section 3 of the Military Selective Service Act (50 U.S.C. App. 4530 (1982)). Grantees may adopt additional procedures to document compliance with this requirement; however, services under the Act shall not be withheld due to refusal of an applicant to comply with such optional procedures.

f) Financial Reporting Requirements - In accordance with the provisions of Section 164 of the Act and 20 CFR 629.35 (1983), each grantee under JTPA shall be required to submit expenditure reports to the Department as specified in this Part.

g) Reporting Detail

1) Expenditures shall be reported for the following categories:

- A) Training
 - i) Employment and Training Services
 - ii) Academic
 - iii) Vocational
 - iv) Limited Work Experience
 - v) Try-Out Employment

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

vi) On the Job Training (OJT)

vii) Other Training

B) Participant Support

i) Limited Work Experience

ii) Services and Materials: Child Care; Transportation; or Other Services and Materials

iii) Work Experience

iv) Needs-Based Payments

v) Other Participant Support

vi) Employment Generating Activities (EGA)

C) Administration

i) Salaries and Wages

ii) Staff Fringe Benefits

iii) Facility Cost

iv) Staff Travel

v) Equipment

vi) Indirect Cost

vii) Other Direct Costs

viii) Employment Generating Activities (EGA)

ix) Private Industry Council (PIC Cost) (Cost not described elsewhere in administrative cost line items)

x) Other

2) Reporting Level - An expenditure report detailing expenditures for Training, Participant Support and Administration (including specified subcategories) as defined in Section 2610.130(f) of this Part shall be submitted separately for Titles IIA and IIB.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

3) Grantee Subgrantee Reporting

- A) Grantees shall maintain expenditure information on each of their subgrantees receiving Title II funds in sufficient detail to enable the grantee to produce an expenditure report for each of their subgrantees by the following expenditure categories:

- i) Training;
 - ii) Participant Support;
 - iii) Administration (in cases where the service providers are expending administrative funds); and
 - iv) Total expenditures.
- B) This information shall be produced and transmitted to the Department upon the request of the Department.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 2610.150 Incorporation by Reference

Any incorporation by reference in this Part of the rules and regulations of any agency of the United States or of standards of a nationally recognized organization or association includes no new amendments or editions after the date specified.

(Source: Added at 14 Ill. Reg. _____, effective _____)

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

- 1) Heading of the Part: Right-of-Way Precondemnation Negotiations by Telephone Companies

- 2) Code Citation: 83 Ill. Adm. Code 780

- 3) Section Numbers: Proposed Action:

780.5	New Section
780.10	New Section
780.20	New Section
780.30	New Section
780.APPENDIX A	New Section
780.APPENDIX B	New Section

- 4) Statutory Authority: Implementing and authorized by Section 4 of "An Act relating to the powers, duties and property of telephone companies" (Ill. Rev. Stat. 1989, ch. 134, par. 20).

- 5) A Complete Description of the Subjects and Issues Involved: P.A. 86-221 became effective on December 13, 1989. It authorizes the Commission to adopt rules to govern the procedures used by telephone companies during precondemnation negotiations with landowners. The proposed rules set forth the notice requirements for the telephone companies.

- 6) Will these proposed rules replace emergency rules currently in effect?: No.

- 7) Does this rulemaking contain an automatic repeal date: No.

- 8) Do these proposed rules contain incorporations by reference?: No.

- 9) Are there any other proposed amendments pending on this Part? No.

- 10) Statement of Statewide Policy Objectives: This proposed rule neither creates nor expands any state mandate on units of local government, school districts, or community college districts.

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the Illinois Register with:

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

Chief Clerk
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62706

Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: August 3, 1990
- B) Types of small businesses affected: These rules will affect those telephone companies that are also small businesses as defined in the Illinois Administrative Procedure Act.
- C) Reporting, bookkeeping or other procedures required for compliance: None.
- D) Types of professional skills necessary for compliance: Managerial skills.

The full text of the Proposed Rules begins on the next page:

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER f: TELECOMMUNICATIONS CARRIERS

PART 780
RIGHT-OF-WAY PRECONDEMNATION NEGOTIATIONS
BY TELEPHONE COMPANIES

Section

780.5 Applicability

780.10 Right-of-Way Precondemnation Requirements

780.20 Precondemnation of Land Right-of-Way Easements

780.30 Compliance with Statute

APPENDIX A Company Statement

APPENDIX B Statement of Information from the Illinois Commerce Commission concerning acquisition of right-of-way by Illinois telephone companies.

AUTHORITY: Implementing and authorized by Section 4 of "An Act relating to the powers, duties and property of telephone companies" (Ill. Rev. Stat. 1987, ch. 134, par. 20, as amended by P.A. 86-221, effective December 13, 1989).

SOURCE: Adopted at Ill. Reg. , effective

NOTE: Capitalization denotes statutory language.

Section 780.5 Applicability

- a) This Part shall apply whenever any telephone company seeks to negotiate the acquisition of a land right-of-way easement pursuant to Section 4 of "An Act relating to the powers, duties and property of telephone companies" (Ill. Rev. Stat. 1987, ch. 134, par. 20, as amended by P.A. 86-221, effective December 13, 1989).
- b) As used in this Part, "telephone company" shall mean any entity to which "An Act relating to the powers, duties and property of telephone companies" is applicable pursuant to Section 1 of that Act (Ill. Rev. Stat. 1987, ch. 134, par. 17), including telecommunications carriers as defined in Section 13-202 of the Universal Telephone Service Protection Law of 1985 (Ill. Rev. Stat. 1987, ch. 111 2/3, par. 13-202).

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

c) This Part shall be prospectively applied. This Part shall not affect the following:

- 1) The validity of any existing certificate issued by the Illinois Commerce Commission ("Commission").
- 2) The validity of any existing easement.

d) This Part shall not cause the revocation of any existing Commission certificate.

Section 780.10 Right-of-Way Precondemnation Requirements

a) When a telephone company, or its agent, initially contacts any landowner to negotiate the acquisition of a land right-of-way easement, either in person or in writing, the landowner shall be advised in writing that if the landowner has any questions about his rights or the rules and procedures of the Commission pertaining to the authority of a telephone company to acquire right-of-way easements, inquiry can be directed to the Illinois Commerce Commission, 527 East Capitol Avenue, Springfield, Illinois 62706. The telephone company shall provide the landowner with a copy of Appendix A.

b) Upon request of the landowner the telephone company shall provide the landowner with the information in Section 780.20(f)(1) and (2) and shall provide the landowner with a copy of Appendix B.

Section 780.20 Precondemnation of Land Right-of-Way Easements

a) This Section shall govern the actions of every person acting in behalf of a telephone company when it has been unsuccessful in negotiating a land right-of-way easement, and intends to initiate formal action before the Commission or courts.

b) At least 14 days prior to a telephone company filing a Petition for an Order under Section 8-503 of The Public Utilities Act or initiating formal action before a court, as may be applicable, the telephone company representative shall send to the landowner a letter by certified mail, return receipt requested, containing the information set forth below together with a copy of Appendix B.

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

c) The representative shall keep and maintain a record, for one year, of letters sent in compliance with this Section.

d) The letter sent by the representative shall be on that representative's letterhead or on the letterhead of the telephone company and shall set forth:

- 1) The identity, address and telephone number of the telephone company representative;
- 2) The identity of the telephone company attempting to acquire the land or land rights;
- 3) The general purpose of the proposed project;
- 4) The type of facility to be constructed;
- 5) The general description of the land or land rights of the telephone company seeks to acquire and the type of structures, if any, which the company seeks to build;
- 6) A statement that the company or its representative continues to seek to negotiate with the landowner to arrive at an agreement for such land or land rights; and
- 7) An invitation to the landowner to contact the telephone company representative to arrange a mutually agreeable time for an appointment to further discuss the matter.

e) Each telephone company representative shall carry with him/her and show to every landowner contacted an identification card showing the name and address of the contacting person and his/her employer. The contacting person shall leave his/her telephone number with the landowner.

f) At the time of the contact, the telephone company representative shall:

- 1) Orally state the reason for the contact, i.e., general purpose of the proposed project, type of facilities to be constructed; and

ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

- 2) Provide written information and data surrounding the proposed project. This shall include, to the extent then known to the telephone company, a statement outlining briefly the purpose of the project, a map or sketches indicating type(s) of facility, approximate location of facilities, compensation and basis for compensation and, if applicable, type of structures, and amount (length and width) of the land right-of-way deemed necessary. This information shall be left with the landowner for review, along with any agreement or contract proposed by the utility.

- g) If the company and the landowner do not reach agreement within two weeks of the mailing of the original letter, the company may then file a Petition for an Order under Section 8-503 of The Public Utilities Act, or may initiate formal action before a court.

Section 780.30 Compliance with Statute

- a) Pursuant to Section 4 of "An Act relating to the powers, duties and property of telephone companies," a telephone company shall be considered to be in substantial compliance with this Part if the telephone company has supplied the landowner with copies of Appendix A and Appendix B and has supplied, in writing, the information specified in Section 780.20(f)(2) at least 14 days prior to initiating formal action before the Commission or a court.

- b) Section 4 of "An Act relating to the powers, duties and property of telephone companies" states that FAILURE TO PROVIDE SUCH NOTICE OR INFORMATION SHALL NOT CONSTITUTE A WAIVER OF THE RIGHTS GRANTED IN THIS SECTION. For purposes of this Part, "such notice" will be construed as the notice required by Section 780.20(b).

Section 780.APPENDIX A Company Statement

Company Name _____

Company Address _____

Company Contact Name _____

Company Telephone Number _____

As a telephone company responsible for providing telephone service to this area, at times it becomes necessary to place new telephone facilities to serve new customers and improve service to existing customers.

We recognize your rights as a landowner and desire to negotiate with you for an easement to construct these necessary facilities.

Questions pertaining to your rights, as well as our rights to acquire right-of-way easements, may be directed to the Chief Telephone Engineer of the Illinois Commerce Commission, 527 East Capitol Avenue, Springfield, IL 62706, telephone 217-785-8596.

Please do not hesitate to contact our representative for answers to questions pertaining to this project.

Section 780.APPENDIX B Statement of information from the Illinois Commerce Commission concerning acquisition of right-of-way by Illinois telephone companies.

The purpose of this Statement is to provide you with the general information concerning the procedures involved. This Statement covers several questions commonly asked of the Illinois Commerce Commission staff by landowners.

This Statement is not a legal opinion concerning your rights under the law or the rules of the Commission, nor is it a detailed analysis of the procedures involved. If you have any questions concerning your legal rights, you may wish to consult an attorney.

Telephone companies and telecommunications carriers are granted the right of eminent domain or condemnation by Illinois law.¹ Eminent domain is simply the power of the State, or those delegated by the State, to take private property for public use upon payment of just compensation as determined by the courts.

Prior to attempting to acquire a right-of-way easement by applying to the courts to exercise the right of eminent domain or condemnation, a telephone company or telecommunications carrier shall attempt to secure the right-of-way easement through negotiations with the landowner.²

¹Ill. Rev. Stat. 1987, ch. 134, par. 17 et seq.

²Ill. Rev. Stat. 1987, ch. 110, pars. 7-101 et seq.

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

Negotiation means discussion and bargaining between the landowner and the telephone company or telecommunications carrier in an effort to arrive at an equitable agreement concerning the land or land rights and the price to be paid for such land or land rights. It does not mean that an agreement must be reached or that either the landowner or the telephone company or telecommunications carrier must agree with the other.

The price to be paid to the landowner by the telephone company or telecommunications carrier for the land or land rights is a matter of negotiation between the landowner and the telephone company or telecommunications carrier. The Commission does not participate in the negotiations, nor does it establish or approve the price. Specific information on the price to be offered for the land or land rights will be provided by the telephone company or telecommunications carrier representative.

The telephone company or telecommunications carrier representative may be negotiating with you for the acquisition of an easement for the use of the land or for the purchase of the land. In either case, the telephone company or telecommunications carrier will have its own form of easement or deed, as the Commission has no standard forms which the utility is required to use.

There is no certainty that the telephone company or telecommunications carrier will be allowed to acquire land or land rights through the use of eminent domain. However, you should not delay in contacting the telephone company or telecommunications carrier's representative to attempt to negotiate fair compensation for the land or land rights which the utility seeks.

If you have any questions about this Statement or the rules and procedures of the Illinois Commerce Commission, please contact the Chief Telephone Engineer, Illinois Commerce Commission, 527 East Capitol Avenue, Springfield, Illinois 62706. Any specific questions concerning your individual property should be addressed to the telephone company or telecommunications carrier representative.

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

1) HEADING OF THE PART: Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Gray Fox, Coyote, Beaver and Woodchuck (Groundhog) Trapping

2) CODE CITATION: 17 Ill. Adm. Code 570

3) SECTION NUMBERS: PROPOSED ACTION:

570.20

Amendments

570.30

Amendments

4) STATUTORY AUTHORITY:

5) A COMPLETE DESCRIPTION OF THE SUBJECTS AND ISSUED INVOLVED:
When amendments to this Part were proposed in March, the Department neglected to change the closing date for the Beaver season. These amendments have been proposed to rectify this omission.

6) WILL THIS PROPOSED RULE REPLACE AN EMERGENCY RULE CURRENTLY IN EFFECT? No

7) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

8) DOES THIS PROPOSED RULE CONTAIN INCORPORATIONS BY REFERENCE? No

9) ARE THERE ANY OTHER PROPOSED AMENDMENTS PENDING ON THIS PART? Yes

Section Numbers	Proposed Action	Illinois Register Citation
570.20	Amendments	14 Ill. Reg. 3764, 3/16/90
570.30	Amendments	14 Ill. Reg. 3764, 3/16/90
570.40	Amendments	14 Ill. Reg. 3764, 3/16/90

10) STATEMENT OF STATEWIDE POLICY OBJECTIVES: This rule has no impact on local governments.

11) TIME, PLACE AND MANNER IN WHICH INTERESTED PERSONS MAY COMMENT ON THIS PROPOSED RULEMAKING: Comments on the proposed rule may be submitted in writing for a period of 30 days following publication of this notice to:

Jack Price
Department of Conservation
524 S. Second Street, Room 485
Springfield, IL 62701-1787

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

- 12) INITIAL REGULATORY FLEXIBILITY ANALYSIS: This rule has no impact on small businesses or municipalities.

THE FULL TEXT OF THE PROPOSED AMENDMENTS BEGINS ON THE NEXT PAGE:

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

TITLE 17: CONSERVATION
CHAPTER I: DEPARTMENT OF CONSERVATION
SUBCHAPTER b: FISH AND WILDLIFE

PART 570

MUSKRAT, MINK, RACCOON, OPOSSUM, STRIPED SKUNK,
WEASEL, RED FOX, GRAY FOX, COYOTE, BEAVER AND
WOODCHUCK (GROUNDHOG) TRAPPING

Section

570.10 Statewide Zones
570.20 Statewide Season Dates
570.30 Statewide Hours, Daily Limit and Possession Limit
570.40 Trapping Regulations on Department-Owned, -Leased or
-Managed Sites

AUTHORITY: Implementing and authorized by Sections 1.2, 1.3, 2.30, 2.33, and 3.5 of the Wildlife Code (Ill. Rev. Stat. 1987, ch. 61, pars. 1.2, 1.3, 2.30, 2.33 and 3.5).

SOURCE: Adopted at 5 Ill. Reg. 9767, effective September 17, 1981; codified at 5 Ill. Reg. 10637; amended at 6 Ill. Reg. 10709, effective August 20, 1982; amended at 7 Ill. Reg. 10778, effective August 24, 1983; amended at 8 Ill. Reg. 21589, effective October 23, 1984; amended at 9 Ill. Reg. 15864, effective October 7, 1985; amended at 10 Ill. Reg. 16644, effective September 24, 1986; amended at 12 Ill. Reg. 12034, effective July 7, 1988; emergency amendments at 12 Ill. Reg. 16261, effective September 23, 1988, for a maximum of 150 days; emergency expired February 20, 1989; amended at 13 Ill. Reg. 10589, effective June 15, 1989; amended at 14 Ill. Reg. _____, effective _____.

Section 570.20 Statewide Season Dates

- a) Muskrat, mink, raccoon, opossum, striped skunk and weasel
- 1) Northern Zone: November 15 through December 29.
 - 2) Southern Zone: November 25 through January 8.
- b) Red fox, gray fox and coyote
- 1) Northern Zone: November 25 through December 29.
 - 2) Southern Zone: November 25 through January 8.
- c) Beaver

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

- 1) Northern Zone: November 15 through March 15, except those portions of Carroll, Whiteside and Rock Island counties lying west of Illinois Rt. 84 from Interstate 80 north to the Jo Daviess County line will be open to beaver trapping only from November 15 through December 29, inclusive.
 - 2) Southern Zone: November 25 through March 15.
 - d) Woodchuck (Groundhog)
- Northern and Southern Zones: June 1 through September 30.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 570.30 Statewide Hours, Daily Limit and Possession Limit

- a) Muskrat, mink, raccoon, opossum, striped skunk and weasel
- 1) Trapping hours: November 15 in the Northern Zone and November 25 in the Southern Zone open for trapping at sunrise; December 29 in the Northern Zone and January 8 in the Southern Zone closed for trapping after sunset; otherwise, hours are unrestricted.
- 2) Daily and possession limit: None
- b) Red fox, gray fox and coyote
- 1) Trapping hours: November 25 open for trapping at sunrise; December 29 in the Northern Zone and January 8 in the Southern Zone closed for trapping after sunset; otherwise, hours are unrestricted.
- 2) Daily and possession limit: None

c) Beaver

- 1) Trapping hours: November 15 in the Northern Zone and November 25 in the Southern Zone open for trapping at sunrise; March 15 closed for trapping after sunset except those portions of Carroll, Whiteside and Rock Island Counties lying west of Illinois Rt. 84 from Interstate 80 north to the Jo Daviess County line, are closed for trapping

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

- December 29 after sunset; otherwise, hours are unrestricted.
- 2) Daily and possession limit: None
 - d) Woodchuck (groundhog)
 - 1) Trapping hours: June 1 open for trapping at sunrise; September 30 closed for trapping after sunset; otherwise hours unrestricted.
 - 2) Daily and possession limit: none.
- (Source: Amended at 14 Ill. Reg. _____, effective _____)

1) HEADING OF THE PART: White-Tailed Deer Hunting by Use of Firearms

2) CODE CITATION: 17 Ill. Adm. Code 650

3) SECTION NUMBERS:

650.22
650.40

PROPOSED ACTION:

Amendments
Amendments

4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.3, 1.4, 1.13, 2.24, 2.25, 2.26 and 3.36).

5) A COMPLETE DESCRIPTION OF THE SUBJECTS AND ISSUED INVOLVED:
These amendments are being proposed to clarify language regarding the antlerless only permit and to add a site to the special firearm deer season.

6) WILL THIS PROPOSED RULE REPLACE AN EMERGENCY RULE CURRENTLY IN EFFECT? No

7) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

8) DOES THIS PROPOSED RULE CONTAIN INCORPORATIONS BY REFERENCE?
No

9) ARE THERE ANY OTHER PROPOSED AMENDMENTS PENDING ON THIS PART?
No

10) STATEMENT OF STATEWIDE POLICY OBJECTIVES: This rule has no impact on local governments.

11) TIME, PLACE AND MANNER IN WHICH INTERESTED PERSONS MAY COMMENT ON THIS PROPOSED RULEMAKING: Comments on the proposed rule may be submitted in writing for a period of 30 days following publication of this notice to:

Jack Price
Department of Conservation
524 S. Second Street, Room 485
Springfield, IL 62701-1787

12) INITIAL REGULATORY FLEXIBILITY ANALYSIS: This rule has no impact on small businesses or municipalities.

THE FULL TEXT OF THE PROPOSED AMENDMENTS BEGINS ON THE NEXT PAGE:

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DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

WHITE-TAILED DEER HUNTING BY USE OF FIREARMS

TITLE 17: CONSERVATION

CHAPTER I: DEPARTMENT OF CONSERVATION

SUBCHAPTER b: FISH AND WILDLIFE

PART 650

Section
650.10
650.20
650.21
650.22
650.23
650.30
650.40
650.50
650.60
650.70

Statewide Season
Statewide Deer Permit Requirements
Deer Permit Requirements - Landowner/Tenant Permits - Paid and Free
Deer Permit Requirements - Special Hunts
Deer Permit Requirements - Group Hunt
Statewide Firearms Requirements
Statewide Deer Hunting Rules
Rejection of Application/Revocation of Permits
Regulations at Various Department-Owned or -Managed Sites
Special Extended Season Firearm Deer Hunt (Repealed)

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code (Ill. Rev. Stat. 1989, ch 61, pars. 1.3, 1.4, 1.13, 2.24, 2.25, 2.26 and 3.36).

SOURCE: Adopted at 5 Ill. Reg. 9771, effective September 17, 1981; codified 5 Ill. Reg. 10640; amended at 6 Ill. Reg. 10730, effective August 20, 1982; amended at 7 Ill. Reg. 10798, effective August 24, 1983; amended at 8 Ill. Reg. 21602, effective October 23, 1984; amended at 9 Ill. Reg. 16213, effective October 10, 1985; emergency amendments at 9 Ill. Reg. 20922, effective December 18, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 4223, effective February 25, 1986; amended at 10 Ill. Reg. 16665, effective September 22, 1986; amended at 11 Ill. Reg. 3044, effective February 3, 1987; amended at 11 Ill. Reg. 9564, effective May 5, 1987; amended at 12 Ill. Reg. 8003, effective April 25, 1988; amended at 12 Ill. Reg. 12055, effective July 11, 1988; amended at 13 Ill. Reg. 12853, effective July 21, 1989; amended at 14 Ill. Reg. 12430, effective July 20, 1990; amended at 14 Ill. Reg. _____, effective _____.

Section 650.22 Deer Permit Requirements - Special Hunts

a) Special hunts are regulated by the agency which manages the property. The Permit Office only issues deer hunting permits for Crab Orchard, Shelbyville Wildlife Management Area - (Moultrie County), Fox Ridge State Park - (Coles County), Hidden Springs State Forest - (Shelby County), Eagle Creek Wildlife Management Area - (Shelby County),

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

Sand Ridge State Forest - (Mason County), Des Plaines Conservation Area - (Will County January 11, 12 and 13, 1991 only), Cilco Duck Creek - (Fulton County first season only), Delair Division of the Mark Twain National Wildlife Refuge (special firearm deer season, January 12, 13, 19, 20, 26, 27, 1991. Information is available from the U.S. Fish and Wildlife Service, P.O. Box 88, Annada, MO 53330. The Department of Conservation allocates Firearm permits for the areas listed below through a computerized drawing. Hunters wishing to hunt special conservation areas other than those listed in this subsection must first acquire a deer permit for the county in which the conservation area is located and then apply for the specific site drawing. (See Section 650.60 for a list of Conservation areas and permit and specific site application procedures).

1) Crab Orchard - Permits for Crab Orchard are allocated separately for each of the first and second three-day seasons. Each three-day season will be considered as a choice. Applicant must indicate in the First Choice County or Hunt Area field if they are applying for the first or second season on Crab Orchard (for example: Applicants should show "Crab Orchard 1st Season" or "Crab Orchard 2nd Season") or the application will be returned.

2) The preference system does not include, Shelbyville Wildlife Management Area - (Moultrie County), Fox Ridge State Park - (Coles County), Hidden Springs State Forest - (Shelby County), Eagle Creek Wildlife Management Area - (Shelby County), Sand Ridge State Forest - (Mason County), Des Plaines Conservation Area - (Will County January 11, 12 and 13, 1991 only), Cilco Duck Creek - (Fulton County first season) and Crab Orchard.

b) Each applicant must enclose a separate \$15.00 fee (check or money order) payable to the Department of Conservation, or the application will be RETURNED. Applicants should not send cash with their applications. The Department will not be responsible for cash sent through the mail.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

Section 650.40 Statewide Deer Hunting Rules

a) Bag limits (per legally authorized permit): an either sex firearm permit holder, including a Landowner/Tenant Firearm permit holder, is allowed one deer of either sex during the legal firearm season. An Antlered-Only firearm permit holder is allowed to take a deer having at least one antler of a length of 3 inches or more during the legal firearm season. ~~An antler less than 3 inches is allowed to take a deer that does not have any antler of a length of 3" or more during the legal firearm deer season or as identified in site specific regulations. An antlerless only permit holder is allowed to take only a deer without antlers or a deer having antlers less than 3 inches long during the legal firearm deer season or as identified in site specific regulations.~~

b) ~~Totally white white-tailed deer are protected by Illinois law and are illegal to kill. (Sec. 2.26 of the Wildlife Code, Ill. Rev. Stat. 1989, ch. 61, par. 2.24)~~

c) The Firearm Deer Hunting Permit shall be signed, date of birth, Firearm Owners Identification number, hunting license number and physical description recorded on the permit and worn on the back while hunting with hunter's name and address plainly visible.

d) The leg tag shall be attached and properly sealed immediately upon kill and before the deer is moved, transported or field dressed. No person shall leave any deer that has been killed without properly attaching the leg tag to the deer. Such leg tag shall remain with the deer carcass while being processed for consumption or other purposes. The leg tag can be discarded only after the deer has been processed, prepared for consumption, and is at the legal residence of the person who legally took or possessed the deer. The head/antler or hide tag shall be attached to the head/antler and hide when detached from the carcass. The head/antler and hide tags shall remain attached to the head/antler or hide as long as the head/antler or hide remains in green state, or when in a commercial business for the purpose of taxidermy, tanning, or other manufacturing processing. Deer shall be checked in by the hunter in person by 7:00 p.m., the same day it is killed; either at the county check station or the nearest check station to the kill site.

ILLINOIS REGISTER

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

- e) Hunters shall not have in their possession, any deer permit issued to another person, during deer hunting hours (permits are non-transferable).
- f) An Antlered-Only Deer permit authorizes the holder to take only a deer with at least one antler of a length of 3 inches or more. An antler-less only permit authorizes the holder to take only a deer not having any antler of 3" or more. These permits will be issued only in selected counties having large deer herds and related crop damage and will provide additional hunters the opportunity to hunt in these counties.
- g) Permits will not be re-issued in cases involving deer taken which are found to be diseased or spoiled due to previous injury. Disposal of unfit deer taken shall be the responsibility of the hunter.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

ILLINOIS REGISTER

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT(S)

- 1) Heading of the Part: Payment of Unemployment Contributions, Interest And Penalties
- 2) Code Citation: 56 Ill. Adm. Code 2765
- 3) Section Number: 2765.18
Proposed Action: New Section
2765.210 New Section
- 4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 48, pars. 322, 382, 420, 431, 432, 433, 442, 451, 550, 551, 552, 553, 554, 555, 572.1, 573, 578, 579, 610, 611 and 750.
- 5) A Complete Description of the Subjects and Issues Involved:
This proposed amendment sets forth the Director's interpretation of Section 2600 of the Act as providing that a purchaser or transferee of substantially all or any class of the assets of an employing unit which itself had become personally liable for the contributions, interest and penalties due and unpaid by a transferor or seller to it shall also be personally liable for those same due and unpaid contributions, interest and penalties.
- This proposed amendment also provides that, if the joint application for partial transfer of an experience rating record, as provided for in Section 1507 of the Act, is filed, such application may not be later withdrawn if the parties to the application later decide that such application was not in their best interests.
- 6) Will the proposed amendment replace an emergency amendment currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed amendment contain an incorporation by reference pursuant to Section 6.02 of the Illinois Administrative Procedure Act? No.
- 9) Are there any other proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objective? Not Applicable.

DEPARTMENT OF EMPLOYMENT SECURITY
NOTICE OF PROPOSED AMENDMENT(S)

DEPARTMENT OF EMPLOYMENT SECURITY
NOTICE OF PROPOSED AMENDMENT(S)

11) Time, Place and Manner in which interested persons may comment on this Proposed Rulemaking: All persons who submit a request to comment regarding this proposed amendment within 20 days after this notice has been published in the ILLINOIS REGISTER will be given a reasonable opportunity to submit data, views, arguments or comments. The request shall be addressed to:

Stella Adams Cuthbert, Commissioner
Illinois Department of Employment Security
401 South State Street - 2nd Floor South
Chicago, IL 60605
312-793-4240

12) Initial Regulatory Flexibility Analysis:
Date rules were submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: July 30, 1990.
Types of small businesses affected: All businesses subject to the Unemployment Insurance Act.
Reporting, bookkeeping or other procedures required for compliance: None.
Types of professional skills necessary for compliance: None.

The full text of the Proposed Amendments begins on the next page:

TITLE 56: LABOR AND EMPLOYMENT
CHAPTER IV: DEPARTMENT OF EMPLOYMENT SECURITY
SUBCHAPTER c: RIGHTS AND DUTIES OF EMPLOYERS

PART 2765
PAYMENT OF UNEMPLOYMENT CONTRIBUTIONS, INTEREST AND PENALTIES
SUBPART A: GENERAL PROVISIONS

Section	Unemployment Contributions Not Deductible From Wages
2765.1	Definitions
2765.5	Payment Of Contributions
2765.10	Liability For The Entire Year
2765.15	Liability Of A Third Party Purchaser Or Transferee For
2765.18	The Due And Unpaid Contributions, Interest And Penalties Of The Seller Or Transferor's Seller or Transferor
2765.20	Contributions Of Employers By Election
2765.25	Payments In Lieu Of Contributions
2765.30	When Payments In Lieu Of Contributions Payable
2765.35	Payments When Reimbursable Employer Becomes Contributory
2765.40	Payments When Contributory Employer Becomes Reimbursable
2765.45	Application Of Payment
2765.50	Accrual Of Interest
2765.55	Imposition Of Penalty
2765.60	Payment Or Filing By Mail
2765.63	When Payment Due And Consequences Of Upward Revision In Employer's Contribution Rate
2765.65	Waiver Of Interest Or Penalty
2765.66	Waiver Of Interest Accruing Because Of Certain Types Of Employees For Periods Prior To January 1, 1988
2765.68	Waiver Of Penalty For Certain Employers For 1987 And Thereafter Wage Reports (UC-3/40)
2765.70	Time For Paying Or Filing Delayed Payment Or Report
2765.75	Application For Waiver
2765.80	Approval Of Application For Waiver
2765.85	Insufficient Or Incomplete Application
2765.90	Disapproval Of Application Conclusive
2765.95	Appeal And Hearing

SUBPART B: EXPERIENCE RATING

2765.200 Effect Of A Successor Employing Unit's Failure To Notify The Director Of Its Succession

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT(S)

2765.210 Prohibition On Withdrawal Of Joint Application For Partial Transfer Of Experience Rating Record

SUBPART C: BENEFIT CHARGES

- 2765.325 Application Of "30 Day" Requirement For Determining The Chargeable Employer Pursuant To Section 1502.1 Of The Act
- 2765.326 Requirement For A Separation Or A Reduction In The Work Offered In Determining The Chargeable Employer Pursuant To Section 1502.1 Of The Act
- 2765.332 Effect Of Ineligibility Under Section 602(B) On Chargeability Under Section 1502.1 Of The Act
- 2765.333 Effect Of Ineligibility Under Section 612 On Chargeability Under Section 1502.1 Of The Act
- 2765.334 Effect Of Ineligibility Under Section 614 On Chargeability Under Section 1502.1 Of The Act
- 2765.335 Procedural Requirements And Right Of Appeal

AUTHORITY: Implementing and authorized by Sections 212, 302, 500, 601, 602, 603, 612, 701, 1400, 1401, 1402, 1403, 1404, 1405, 1502.1, 1503, 1508, 1509, 1700, 1701 and 2600 of the Unemployment Insurance Act (Ill. Rev. Stat. 1989, ch. 48, pars. 322, 382, 420, 431, 432, 433, 442, 451, 550, 551, 552, 553, 554, 555, 572.1, 573, 578, 579, 610, 611 and 750).

SOURCE: Adopted at 6 Ill. Reg. 3863, effective March 31, 1982; amended at 7 Ill. Reg. 13266, effective September 28, 1983; recodified at 8 Ill. Reg. 15027; amended at 11 Ill. Reg. 3972, effective February 23, 1987; amended at 11 Ill. Reg. 11743, effective June 26, 1987; amended at 11 Ill. Reg. 12882, effective July 22, 1987; emergency amendments at 12 Ill. Reg. 225, effective January 1, 1988, for a maximum of 150 days, expired May 30, 1988; amended at 12 Ill. Reg. 11740, effective July 5, 1988; amended at 12 Ill. Reg. 17342, effective October 12, 1988; amended at 12 Ill. Reg. 20484, effective November 28, 1988; emergency amendments at 13 Ill. Reg. 11911, effective July 1, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 17410, effective October 30, 1989; amended at 14 Ill. Reg. 6218, effective April 16, 1990; amended at 14 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 2765.18 Liability Of A Third Party Purchaser Or Transferee For The Due And Unpaid Contributions, Interest And Penalties Of The Seller Or Transferor's Seller Or Transferor

Pursuant to Section 2600 of the Act (Ill. Rev. Stat. 1989, ch. 48,

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT(S)

par. 750), whenever a purchaser or transferee acquires substantially all or a class of the assets (as enumerated in that Section of the Act), it is required to follow a procedure set forth in the Act to insure that any contributions, interest and penalties which are due and unpaid are paid. If such contributions, penalties and interest are not so paid, the purchaser or transferee becomes personally liable for these contributions, the interest and the penalties. Since these amounts are then the personal liabilities of the purchaser or transferee, if the purchaser or transferee then sells or transfers substantially all or a class of the assets (as enumerated in that Section of the Act), the subsequent purchaser or transferee will also become personally liable for these same amounts if it does not follow the procedure set forth in the Act to insure that any contributions, interest and penalties which are due and unpaid are paid.

Example: Company B purchases all of the assets of Company A which owes contributions, interest and penalties to the Director. Company B does not follow the statutory procedure to insure that such amounts have been paid. Therefore, Company B is personally liable for these amounts. Company B then sells all of its assets to Company C. Company C does not follow the statutory procedure to insure that the amounts now owed by Company B have been paid. Company C is now also personally liable for these amounts. Companies A, B and C are jointly and severally liable for the amount originally owed by Company A, and the Director may attempt collection from Company A, Company B or Company C.

(Source: Added at 14 Ill. Reg. _____, effective _____)

SUBPART B: EXPERIENCE RATING

Section 2765.210 Prohibition On Withdrawal Of Joint Application For Partial Transfer Of Experience Rating Record

A joint application for partial transfer of the predecessor's experience record, pursuant to Section 1507B of the Act (Ill. Rev. Stat. 1989, ch. 48, par. 577B), cannot be withdrawn after it has been submitted to the Director.

- a) Example: After filing a joint application for partial transfer of the predecessor's experience rating record, one of the applicants determines that the partial transfer will result in an increase in its contribution rate. Notwithstanding the increase

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT(S)

in its contribution rate, the applicant cannot request to withdraw its joint application for the partial transfer of the predecessor's experience rating record.

- b) Example: After the filing of a joint application for partial transfer of the predecessor's experience rating record, the Agency determines that the provisions of Section 1507B of the Act are met but that an affiliation (as described in the last paragraph of Section 1507B of the Act) exists, an applicant cannot request to withdraw its joint application for the partial transfer of the predecessor's experience rating record.

(Source: Added at 14 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

- 1) The Heading of the Part: DEMONSTRATION PROGRAMS
- 2) Code Citation: 89 Ill. Adm. Code 170
- 3) Section Number: Proposed Action:
170.50 Repealed
- 4) Statutory Authority: Sections 11-20, 12-13 and 12-4.28 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, pars. 11-20, 12-13 and 12-4.28)
- 5) A Complete Description of the Subjects and Issues Involved: This rulemaking is being repealed because the Early Access demonstration program has been preempted by recent changes in the Project Chance program. A parent or caretaker relative of a child who is at least three years of age must now enroll in Project Chance (see 89 Ill. Adm. Code 112.71).
- 6) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date?
Yes X No
- 8) Does this Proposed Amendment contain incorporations by reference? No
- 9) Are there any other Proposed Amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762, (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

- 12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER 9: DEMONSTRATION PROGRAMS

PART 170

DEMONSTRATION PROGRAMS

SUBPART A: EARLY ACCESS PROGRAM (Repealed)

Section
170.50

Early Access Program (Repealed)

SUBPART B: THE CAREER ADVANCE PROGRAM

Section
170.100
170.110
170.120
170.130

The Career Advancement Program

Career Advancement Experimental and Control Groups
Career Advancement Participation Requirements of
Experimental Group Members
Career Advancement Supportive Services for
Experimental Group Members

SUBPART C: COMMUNITY GROUP PARTICIPATION PROGRAM

170.200

Community Group Participation Program

AUTHORITY: Implementing and authorized by Sections 11-20, 12-13 and 12-4.28 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987 and 1988-Supp. 1989, ch. 23, pars. 11-20, 12-13 and 12-4.28).

SOURCE: Adopted at 13 Ill. Reg. 14067, effective August 23, 1989; amended at 14 Ill. Reg. _____, effective _____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART A: EARLY ACCESS PROGRAM (Repealed)

Section 170.50 Early Access Program (Repealed)

a)

The Early Access Program is a five year demonstration program of experimental design, operated by the Department. The purpose of the demonstration program is to determine if mandatory participation in Project Chance (see 89 Ill. Adm. Code Sections 112.70 through 112.82) for the parent or other caretaker relative of a youngest child aged

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

Section 170.50 Early Access Program (Repealed) (Cont'd.)

three, four, or five years will measurably reduce the length of time on AFDC.

b) Selection criteria

The Department will randomly select for participation in the Early Access Program AFDC recipients who:

- 1) are the parent or other caretaker relative of a youngest child aged three, four, or five years; and
- 2) use Public Aid offices in Kane County, Illinois.

c) Participation requirements

Individuals randomly selected for mandatory participation in the demonstration program are subject to and must comply with the terms, conditions and requirements of 89 Ill. Adm. Code Sections 112.70 through 112.82. However, the provision of Section 112.71(a)(5) which exempts from Project Chance participation the parent or other caretaker relative of a child under age six (6) in the home is not applicable. Additionally, individuals selected for mandatory participation are only required to engage in Project Chance activities for twenty (20) hours per week while the youngest child is age 3, 4, or 5. When the youngest child turns 6, they will participate full time.

d) Experimental and Control Groups

- 1) The individuals selected pursuant to subsection (b) must comply with all Project Chance requirements pursuant to subsection (c). Individuals will be randomly assigned by computer to one of the following groups:

- A) An experimental group. The experimental group consists of those individuals who must comply with the requirements of subsection (c) and will not include people already in Project Chance.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

Section 170.50 Early Access Program (Repealed) (Cont'd.)

- B) A control group. The control group consists of those individuals who meet the criteria of subsection (b) but will not be mandated to comply with the requirements of subsections (c).

- 2) Individuals selected for the experimental group who fail/refuse to cooperate with Project Chance requirements without good cause, will be sanctioned pursuant to 89 Ill. Adm. Code 112.79.

- 3) As long as the Early Access Program is in effect, a person designated as an experimental or control group member retains that designation for purposes of data collection even if that person stops receiving AFDC benefits or leaves the project area.

(Source: Repealed at 14 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

1) The Heading of the Part: SUPPORT RESPONSIBILITY OF RELATIVES

2) Code Citation: 89 Ill. Adm. Code 103

3) Section Number: 103.10
Proposed Action: Amendment

4) Statutory Authority: Sections 10-2 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 10-2 and 12-13)

5) A Complete Description of the Subjects and Issues Involved: This rulemaking corrects the Department's policy statement regarding when it will not seek to obtain support from responsible relatives for residents in long term care facilities.

6) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date?
Yes No

8) Does this Proposed Amendment contain incorporations by reference? No

9) Are there any other Proposed Amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, 100 South Grand Avenue East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER a: GENERAL PROVISIONS

PART 103

SUPPORT RESPONSIBILITY OF RELATIVES

Section

- 103.1 Incorporation By Reference
- 103.10 Support From Responsible Relatives
- 103.20 Determination Of Ability To Support
- 103.30 Redetermination Of Ability To Support
- 103.40 Failure or Refusal to Provide Information
- Regarding Ability to Support
- 103.50 Modification or Release From Support Order
- 103. Table A Standard For Determining Responsible Relative Liability

AUTHORITY: Implementing and authorized by Article X of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, par. 10-1 et seq.)

SOURCE: Filed and effective December 30, 1977; amended at 3 Ill. Reg. 41, p. 171, effective October 1, 1979; amended at 6 Ill. Reg. 7441, effective June 16, 1982; codified at 7 Ill. Reg. 6493; amended at 10 Ill. Reg. 21898, effective December 12, 1986; amended at 11 Ill. Reg. 6493, effective March 27, 1987; amended at 12 Ill. Reg. 14681, effective August 31, 1988; amended at 13 Ill. Reg. 2496, effective February 14, 1989; amended at 13 Ill. Reg. 3954, effective March 10, 1989; emergency amendment at 13 Ill. Reg. 16180, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 14 Ill. Reg. 6395, effective April 16, 1990; amended at 14 Ill. Reg. _____, effective August 6, 1990; amended at 14 Ill. Reg. _____, effective _____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

Section 103.10 Support From Responsible Relatives

- a) The Department shall seek to obtain support for recipients from legally responsible individuals and shall seek the enforcement of support obligations with the following exception:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

Section 103.10 Support From Responsible Relatives (Cont'd.)

the Department shall not seek to obtain support for residents of long term care facilities if income of the spouse in the community is less than or equal to the Community Spouse Maintenance Needs Standard (as described at 89 Ill. Adm. Code 120.61) and ~~total combined net exempt assets of the couple do not exceed the Community Spouse Emergency Allowance (as described at 89 Ill. Adm. Code 120.386).~~

- b) The following persons are "responsible relatives" who are legally responsible for the financial support and maintenance of recipients:

- 1) Spouse for spouse.
- 2) Parents for children under 18 years of age.
- 3) Parents of children age 18 through 20 if living with the parents.

- c) Responsible relatives who are receiving public assistance and/or Supplemental Security Income (SSI) benefits shall be considered unable to support.

- d) A parent is not legally responsible for the financial support and maintenance of a child of any age who has married (regardless of current marital status) and is not living with the parent or parents.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

790.3340 Amendment 14 Ill. Reg. 9357
790.3437 Amendment 14 Ill. Reg. 9357
790.3620 Amendment 14 Ill. Reg. 9357
790.4040 Amendment 14 Ill. Reg. 9357
790.4140 Amendment 14 Ill. Reg. 9357
790.4396 Amendment 14 Ill. Reg. 9357
790.4420 Amendment 14 Ill. Reg. 9357
790.4460 Amendment 14 Ill. Reg. 9357
790.4740 Amendment 14 Ill. Reg. 9357
790.4860 Amendment 14 Ill. Reg. 9357
790.4940 Amendment 14 Ill. Reg. 9357
790.5100 Amendment 14 Ill. Reg. 9357
790.5140 Amendment 14 Ill. Reg. 9357
790.5180 Amendment 14 Ill. Reg. 9357
790.5300 Amendment 14 Ill. Reg. 9357
790.5320 Amendment 14 Ill. Reg. 9357
790.5420 Amendment 14 Ill. Reg. 9357
790.5560 Amendment 14 Ill. Reg. 9357
790.5620 Amendment 14 Ill. Reg. 9357
790.5820 Amendment 14 Ill. Reg. 9357
790.5900 Amendment 14 Ill. Reg. 9357
790.6180 Amendment 14 Ill. Reg. 9357
790.6277 Amendment 14 Ill. Reg. 9357
790.6370 Amendment 14 Ill. Reg. 9357
790.6450 Amendment 14 Ill. Reg. 9357
790.6460 Amendment 14 Ill. Reg. 9357
790.6500 Amendment 14 Ill. Reg. 9357
790.6540 Amendment 14 Ill. Reg. 9357
790.6670 Amendment 14 Ill. Reg. 9357
790.7260 Amendment 14 Ill. Reg. 9357
790.7265 Amendment 14 Ill. Reg. 9357
790.7278 Amendment 14 Ill. Reg. 9357
790.7280 Amendment 14 Ill. Reg. 9357
790.7340 Amendment 14 Ill. Reg. 9357
790.7380 Amendment 14 Ill. Reg. 9357
790.7400 Amendment 14 Ill. Reg. 9357
790.7500 Amendment 14 Ill. Reg. 9357
790.7700 Amendment 14 Ill. Reg. 9357
790.7940 Amendment 14 Ill. Reg. 9357
790.8020 Amendment 14 Ill. Reg. 9357
790.8136 Amendment 14 Ill. Reg. 9357
790.8180 Amendment 14 Ill. Reg. 9357
790.8248 Amendment 14 Ill. Reg. 9357
790.8420 New Section 14 Ill. Reg. 9357
790.8710 New Section 14 Ill. Reg. 9357
790.8980 Amendment 14 Ill. Reg. 9357
790.9084 Amendment 14 Ill. Reg. 9357

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

790.9460 Amendment 14 Ill. Reg. 9357

There is still an emergency in effect on Sections 790.740, 790.2662, 790.5320, 790.6670, 790.7400, 790.8180 and 790.9084 which is not affected by this set of emergency amendments. The emergency amendments appear at 14 Ill. Reg. 9556, effective June 1, 1990, for a maximum of 150 days. The copies filed in the Administrative Code Unit reflect both emergency rules.

10) Statement of Statewide Policy Objectives:

This proposed rulemaking neither creates nor expands a State mandate.

11) Time, Place, and Manner in which Interested Persons May Comment on this Rulemaking:

Interested persons may present their comments concerning these rules by writing to Mr. Robert John Kane, Division of Governmental Affairs, Illinois Department of Public Health, 525 West Jefferson, Second Floor Springfield, Illinois 62761 within 45 days after this issue of the Illinois Register.

These rules may have an impact on small businesses. In accordance with Sections 3.01 and 4.03 of the Illinois Administrative Procedure Act, any small business may present their comments in writing to Robert John Kane at the above address.

Any small business (as defined in Section 3.10 of the Illinois Administrative Procedure Act) commenting on these rules shall indicate their status as such, in writing, in their comments.

12) Initial Regulatory Flexibility Analysis:

A) Date Rulemaking was Submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

August 10, 1990

B) Type of Small Businesses Affected:

Outpatient pharmacies

C) Reporting, Bookkeeping or Other Procedures Required for Compliance:

As has always been the case with any instance of drug product selection, these proposed amendments would require appropriate documentation of generically interchanged prescriptions on the pharmacy prescription record.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

D) Types of Professional Skills Necessary for Compliance:

Participants in the Drug Product Selection Program would need professional skills such as:

- an understanding of Illinois drug statutes, including the Illinois Food, Drug and Cosmetic Act and the Pharmacy Practice Act, and;
- an in-depth understanding of the issues concerning the bioequivalency of drug products, and;
- a license to practice pharmacy in the State of Illinois.

The Proposed Amendments are identical to the text of the Emergency Amendments which appear on page 13329 of this issue of the Illinois Register.

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

- 1) The Heading of the Part: Carrier Identification
- 2) Code Citation: 92 Ill. Adm. Code 1307
- 3) Section numbers: 1307.10
Adopted Action: Amendment
- 4) Statutory Authority: Implementing Section 18c-4701 and authorized by Section 18c-1202(9) of The Illinois Commercial Transportation Law (Ill. Rev. Stat 1989, ch.95 1/2, par. 18c-1101 et seq.).
- 5) Effective Date of Amendment: August 15, 1990
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this amendment contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: August 15, 1990
- 9) Notice of Proposal Published in Illinois Register: September 29, 1989, at 13 Ill. Reg. 15154
- 10) Has JCAR issued a Statement of Objections to this amendment? No.
- 11) Difference(s) between proposal and final version: Subsection (c) of Section 1307.10 has been changed to read as follows:
"It is a violation of this Part to display more than one identifier on the power unit of a vehicle. Identifier is defined as the information used to comply with the carrier identification requirements set forth in the Law and this Part."
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this amendment replace an emergency amendment currently in effect? No.
- 14) Are there any amendments pending on this Part? No.

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

- 15) Summary and Purpose of Amendments:
 92 Ill. Adm. Code 1307 contains the Commission's rules for the identifying information required to appear on vehicles owned or operated by intrastate motor carriers of property. Public Act 85-1407 amended Section 18c-4701 of the Illinois Commercial Transportation Law to provide that vehicles under 9,000 pounds gross vehicle weight need only identification that is visible from 25 feet when the vehicle is not in motion, in accordance with such specifications as the Commission may prescribe. This amendment will add requirements for those vehicles and make it a violation to display more than one carrier identifier on a vehicle.

- 16) Information and questions regarding this adopted amendment shall be directed to:

Kathy Campbell Lynch
 Illinois Commerce Commission
 527 East Capitol Avenue
 P.O. Box 19280
 Springfield, IL 62794-9280

The full text of the Adopted Amendment begins on the next page:

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

TITLE 92: TRANSPORTATION
 CHAPTER III: ILLINOIS COMMERCE COMMISSION
 SUBCHAPTER b: MOTOR CARRIERS OF PROPERTY

PART 1307
 CARRIER IDENTIFICATION

Section
 1307.5 Applicability of This Part
 1307.10 Carrier Identification of Vehicles
 1307.20 Format

AUTHORITY: Implementing Section 18c-4701 and authorized by Section 18c-1202(9) of the Illinois Commercial Transportation Law (Ill. Rev. Stat. 1987 and 1988 Supp., ch. 95 1/2, pars. 18c-4701 and 18c-1202(9)).

SOURCE: Adopted at 11 Ill. Reg. 17543, effective October 15, 1987; amended at 14 Ill. Reg. 13138, effective August 15, 1990.

Section 1307.10 Carrier Identification of Vehicles

- a) Except as specified in subsection (b), letters and other characters used to comply with the carrier identification requirements of Section 18c-4701 of the Law must be at least 2 inches high and 1/2 inch wide. Such characters must be in a color contrasting with the background color of the vehicle so as to be distinguishable during daylight at a distance of 50 feet while the vehicle is not in motion.

- b) Letters and other characters used to comply with the carrier identification requirements of Section 18c-4701(5) of the Law for vehicles under 9,000 pounds gross vehicle weight must be at least 1/2 inch high and 1/8 inch wide. Such characters must be in a color contrasting with the background color of the vehicle so as to be distinguishable during daylight at a distance of 25 feet while the vehicle is not in motion.

- c) It is a violation of this Part to display more than one identifier on the power unit of a vehicle. Identifier is defined as the information used to comply with the carrier identification requirements set forth in the Law and this Part.

(Source: Amended at 14 Ill. Reg. 13138, effective August 15, 1990)

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: ARBITRATION
- 2) Code Citation: 50 Ill. Adm. Code 7030
- 3) Section Number: 7030.100 Adopted Action:
New Section
- 4) Statutory Authority: Implemented by Section 19 and authorized by Section 16 of the Workers' Compensation Act (Ill. Rev. Stat. 1989, ch. 48, pars. 138.19 and 138.16, and implemented by Section 19 and authorized by Section 16 of the Workers' Occupational Diseases Act (Ill. Rev. 1989, ch. 48, pars. 172.51 and 172.54).
- 5) Effective Date of Rules: August 1, 1990
- 6) Does this rulemaking contain an automatic repeal date?
No.
- 7) Does this rulemaking contain incorporations by reference?
No.
- 8) Date filed in agency's principal office: August 1, 1990
- 9) Date notice of Proposed Amendments was published in the Illinois Register: April 20, 1990, 14 Ill. Reg. 5655
- 10) Has JCER has issued a Statement of Objections to this Part: No.
- 11) Differences between the proposed and final version:
 - 1) Citations to Illinois Revised Statutes have been updated to reflect the 1989 edition.
 - 2) The agency has made various technical and grammatical corrections.
 - 3) In Table of Contents corrected spelling of the title of Section 7030.70. (Changed "Dispositions" to "Depositions"). In Table of Contents deleted the words "Illinois" from title of 7030.100.
 - 4) Deleted "7030.Appendix A Request for Assignment of Case to Voluntary Arbitration under Section 19(p) or 19(m)" from Table of Contents.

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

- 5) Added Workers' Occupational Diseases Act reference to the end of the Authority Note in the Table of Contents.
- 6) In (a)(1) line 7, after the word "Chairman" added "of the Industrial Commission (the Chairman)." and inserted commas to offset the phrase "each of whom shall be approved by at least seven (7) members of the nine (9) members of the Advisory Board."
- 7) In (a)(2) line 5, after the word "publish" deleted the word "his" and added the word "the".
- 8) In (a)(3) in line 6, deleted the phrase "falls below seven (7) names," and after the word "list" added "contains less than seven (7) names of the current certified Arbitrators,"
- 9) In (a)(3) line 9, after the word "provide" deleted the words "him with".
- 10) In (a)(3) line 10, after the word "make" deleted the word "his".
- 11) In (b)(3) in line 5, deleted "as illustrated in Appendix A" and after the word "Commission." added "The form shall contain the following:
 - A) A statement indicating the voluntary nature of the proceedings, the waiver of certain rights by the parties and the statement in subsection (c)(2) to be read by the Arbitrator at the beginning of the hearing.
 - B) A certification by the Arbitrator and any party not represented by an attorney that the statement in subsection (c)(2) was made on the record by the Arbitrator at the beginning of the hearing and the party elected to proceed without counsel."
- 12) In (c) added new subsection (2) as follows:
 - "2) In all cases in which any party is not

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

represented by an attorney, the following statement shall be made on the record by the arbitrator at the beginning of the hearing:

Voluntary arbitration under Section 19(p) or 19(m) requires an understanding of the Workers' Compensation Act or Workers' Occupational Diseases Act as well as the laws of evidence and trial procedure. You are entitled to be represented by an attorney if you so desire. The arbitrator's decision under this procedure is conclusive on all findings of fact and your rights of appeal to the Courts are strictly limited to questions of law."

- 13) In (c)(1) the word "Illinois" has been deleted from lines 6 and 7.
- 14) (c)(2) has been renumbered to (c)(3). The word "Illinois" has been deleted from lines 5, 6, 9 and 10.
- 15) In 7030.100(c)(3) added Illinois Administrative Code reference for the Rules Governing Practice Before the Industrial Commission.
- 16) 7030.Appendix A has been deleted.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will these amendments replace emergency rules currently in effect? Yes.
- 14) Are there any Proposed Amendments pending on this Part? No.
- 15) Summary and purpose of rules:

The General Assembly amended Section 19 of the Workers' Compensation Act and the Workers' Occupational Diseases Act to provide that in cases in which the only issue in dispute is

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

temporary total disability, permanent partial disability or medical expenses, the parties may voluntarily agree to submit the case for decision by an Arbitrator. Under these amendments the decision of the Arbitrator is conclusive as to the facts and is appealable directly to the circuit court only on questions of law. By agreement the parties select an Arbitrator from a list of 5 Arbitrators chosen by the Chairman from a list of certified Arbitrators approved by at least 7 members of the Workers' Compensation Advisory Board. Section 19 provides that the cases submitted under this provision shall proceed according to rules established by the Commission and that the Commission shall promulgate rules including but not limited to rules to ensure that the parties are adequately informed of their rights under the amendments and of the voluntary nature of the proceedings. The amendments further provide that if the parties cannot agree on an Arbitrator from the Chairman's list, they may, by agreement, select an Arbitrator from the American Arbitration Association whose fees shall be paid by the State in accordance with rules promulgated by the Commission.

Section 7030.100 provides procedures by which parties may proceed under voluntary arbitration as established by the statutory amendments. The proposed rule includes procedures regarding the selection of Arbitrators by the Workers' Compensation Advisory Board and the Chairman and procedures by which the parties may submit their case to voluntary arbitration.

- 16) Information and questions regarding these Adopted Amendments shall be directed to:

Kathryn A. Kelley
Counsel
Illinois Industrial Commission
100 West Randolph Street
Suite 8-272
Chicago, Illinois 60601
1-312/814-6559

The full text of the Adopted Amendments begins on the next page:

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

TITLE 50: INSURANCE

CHAPTER II: INDUSTRIAL COMMISSION

PART 7030
ARBITRATION

Section
7030.10
7030.20
7030.30
7030.40
7030.50
7030.60
7030.70
7030.80
7030.90
7030.100

Arbitration Assignments
Setting a Case for Trial
Disqualification of Commissioners and Arbitrators
Request for Hearing
Subpoena Practice
Dispositions
Rules of Evidence
Arbitrators' Decisions
Opening and/or Closing Statements
Voluntary Arbitration under Section 19(p) of the
Workers' Compensation Act and Section 19(m) of
the Workers' Occupational Diseases Act

AUTHORITY: Implementing Section 19 and authorized by Section 16 of the Workers' Compensation Act (Ill. Rev. Stat. 1989, ch. 48, pars. 138.19 and 138.16) and the Workers' Occupational Diseases Act (Ill. Rev. Stat. 1989, ch. 48, pars. 172.54 and 172.51)

SOURCE: Filed and effective March 1, 1977; amended at 4 Ill. Reg. 26, p. 159, effective July 1, 1980; emergency rule at 5 Ill. Reg. 8547, effective August 3, 1981 for a maximum of 150 days; amended at 6 Ill. Reg. 3570, effective March 22, 1982; emergency rule at 6 Ill. Reg. 5820, effective May 1, 1982 for a maximum of 150 days; amended at 6 Ill. Reg. 8040, effective July 7, 1982; amended at 6 Ill. Reg. 11909, effective September 20, 1982; codified at 7 Ill. Reg. 2514; amended at 9 Ill. Reg. 19722, effective December 6, 1985; emergency rule at 14 Ill. Reg. 4913, effective March 9, 1990, for a maximum of 150 days; amended at 14 Ill., Reg. 13141, effective August 1, 1990.

Section 7030.100

Voluntary Arbitration under Section 19(p) of the Workers' Compensation Act and Section 19(m) of the Workers' Occupational Diseases Act

a) Selection of Arbitrators to Hear Cases Under Voluntary Arbitration

- 1) The Workers' Compensation Advisory Board shall compile a list of not less than seven (7)

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

certified arbitrators, each of whom shall be approved by at least seven (7) of the nine (9) members of the Advisory Board, to conduct hearings. The Advisory Board shall submit such list to the Chairman of the Industrial Commission (the Chairman).

- 2) Within thirty (30) days of submission of the list by the Workers' Compensation Advisory Board, the Chairman shall select five (5) arbitrators from the list to conduct hearings. The Chairman shall publish the selections within fifteen (15) days.
- 3) If a vacancy occurs among the arbitrators selected by the Chairman to conduct hearings, the Chairman shall select an arbitrator from the list chosen by the Workers' Compensation Advisory Board to fill that vacancy. At any time the list contains less than seven (7) names of current certified arbitrators, the Chairman shall request that the Advisory Board provide a list of additional certified arbitrators from which to make selections.

b) Request for Voluntary Arbitration

- 1) After filing an application for adjustment of claim but prior to the hearing on arbitration, the parties may voluntarily agree to submit the application for decision by an arbitrator from a list of five (5) arbitrators selected by the Chairman to hear cases under this Section. If the parties cannot agree on an arbitrator from the list of five (5) arbitrators, they may, by agreement, select an arbitrator from the American Arbitration Association.
- 2) Only applications for adjustment of claim which involve a dispute over temporary total disability, permanent partial disability or medical expenses may be submitted for decision by an arbitrator under this Section.
- 3) The agreement of the parties to submit the case to voluntary arbitration shall be in writing and shall be filed with the Commission. The written agreement shall be on a form provided by the Commission. The form shall contain the

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

following:

- A) a statement indicating the voluntary nature of the proceedings, the waiver of certain rights by the parties and the statement in subsection (c)(2) to be read by the arbitrator at the beginning of the hearing.
- B) a certification by the arbitrator and any party not represented by an attorney that the statement in subsection (c)(2) was made on the record by the arbitrator at the beginning of the hearing and the party elected to proceed without counsel.
- 4) When an agreement to submit a case for decision by an arbitrator under this Section has been filed with the Commission, the application shall be assigned to the call of the arbitrator chosen by the parties to conduct the hearing. In cases in which the parties agree to select an arbitrator of the American Arbitration Association, the Commission shall notify the parties of the time and place of the hearing.

c) Conduct of Hearings

- 1) The arbitrator conducting the hearing shall advise the parties on the record at the beginning of the hearing of their rights under Section 19(p) of the Workers' Compensation Act or 19(m) of the Workers' Occupational Diseases Act and of the voluntary nature of the proceedings.
- 2) In all cases in which any party is not represented by an attorney, the following statement shall be made on the record by the arbitrator at the beginning of the hearing:

Voluntary Arbitration under Section 19(p) or 19(m) requires an understanding of the Workers' Compensation Act or Workers' Occupational Diseases Act as well as the laws of evidence and trial procedure. You are entitled to be

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

represented by an attorney if you so desire. The arbitrator's decision under this procedure is conclusive on all findings of fact and your rights of appeal to the Courts are strictly limited to questions of law.

- 3) The Rules Governing Practice Before the Industrial Commission (50 Ill. Adm. Code: Chapter II) shall apply to hearings in cases submitted for decision by an arbitrator under Section 19(p) of the Workers' Compensation Act or 19(m) of the Workers' Occupational Diseases Act, except when inconsistent with this Section or Section 19(p) of the Workers' Compensation Act or Section 19(m) of the Workers' Occupational Diseases Act.
 - d) The Commission shall pay reasonable costs for services of an arbitrator of the American Arbitration Association.
- (SOURCE: Added at 14 Ill. Reg. 13141,
effective August 1, 1990.)

ILLINOIS INDUSTRIAL COMMISSION

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: INSURANCE REGULATIONS

2) Code Citation: 50 Ill. Adm. Code 7100

3) Section Number: 7100.100 Adopted Action:
New Section

4) Statutory Authority: Implementing Ill. Rev. Stat. 1989, ch. 48, pars. 138.4(a), 138.4(b) and 138.4(d), and Ill. Rev. Stat. 1989, ch. 48, pars. 172.39(a), 172.39(b) and 172.39(d) and authorized by Ill. Rev. Stat. 1989, ch. 48, par. 138.16 and Ill. Rev. Stat. 1989, ch. 48, par. 172.51.

5) Effective Date of Rules: August 1, 1990

6) Does this rulemaking contain an automatic repeal date?
No.

7) Does this rulemaking contain incorporations by reference?
No.

8) Date filed in agency's principal office: August 1, 1990

9) Date notice of proposed amendments was published in the Illinois Register: April 20, 1990,
14 Ill. Reg. 5662

10) Has JCAR issued a statement of objections to this Part: No.

11) Differences between the proposed and final version:

1) Updated Illinois Revised Statutes citations to reflect the 1989 edition.

2) The agency has made various technical and grammatical changes.

3) In authority note deleted the words "Illinois" in references to the Workers' Compensation and Workers' Occupational Diseases Acts.

4) In (a) lines 5 and 6, deleted words "Illinois".

5) In (a) line 7, after the word "Act" added the citation for the Workers' Occupational Diseases Act.

6) In (b)(1) line 3, inserted colon after the word "Of" and deleted the following clause: "THE KNOWING AND WILFUL FAILURE OR REFUSAL AFTER DECEMBER 18, 1989 OF:"

7) In (b)(1)(A) line 1, added "THE KNOWING AND WILFUL FAILURE OR REFUSAL AFTER DECEMBER 18, 1989 OF" before the word "AN".

8) In (b)(1)(B) line 1, added "THE FAILURE OR REFUSAL AFTER DECEMBER 18, 1989 OF" before the word "AN".

9) In (b)(1)(B) line 5, changed "ACTS" to "ACT" and added after the word "ACT" the phrase "AND SECTION 4(C) OF THE WORKERS' OCCUPATIONAL DISEASES ACT".

10) In (c)(1) line 2, added after the word "employer" the clause "at the employer's last known address or to the representative thereof." The sentence "Service of the Notice of Non-Compliance upon the employer shall be by United States registered or certified mail addressed to the employer at the last known address or to the representative thereof" has been deleted and replaced with the following sentence: "The notice shall be accompanied by a certificate of service by the Industrial Commission on the employer setting forth the time and manner of service."

11) In (c)(3)(A) line 1, deleted the word "where" and replaced it with the word "when". In line 2, deleted the word "may" and replaced it with the word "shall". In line 3 added the word "may" after the word "or".

12) In (c)(3)(A) line 3, after the word "employer" added "or its attorney".

13) In (c)(3)(B) line 1, after the word "employer" added "or its attorney".

14) In (c)(3)(C) line 2, after the word "employer" added "or its attorney".

15) In (c)(3) added new subsection (D) to read "The conference shall be held at a site designated by the Commission."

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

- 16) Former (c)(3)(D) has been changed to (c)(3)(E).
- 17) In (d)(1)(B)(v) line 4, replaced the word "will" with the word "shall".
- 18) In (d)(3)(A) line 1, after the word "hearing" added "the representative of the Commission shall have the opportunity to introduce evidence, to call and examine witnesses and to cross-examine witnesses."
- 19) In (d)(3)(A) line 5, the word "his" has been deleted and replaced with the word "its". In line 5 "the employer or its attorney..." begins a new sentence.
- 20) In (d)(3)(A) the following sentence has been added at the end of subsection (A): "The representative of the Commission shall have the right of rebuttal."
- 21) In (d)(3)(A) line 10, the word "his" has been deleted and replaced with the word "its".
- 22) In (d)(3)(C) the citation "(50 Ill. Adm. Code: Chapter II)" has been added to the end of subsection (C).
- 23) In (d)(3)(C) the words "Illinois" have been deleted from reference to both the Workers' Compensation and Workers' Occupational Diseases Acts.
- 24) In (d)(3) new subsection (D) has been added to read as follows:
 "(D) A certification from an employee of the National Council on Compensation Insurance stating that no policy information page has been filed in accordance with Section 7100.30 shall be deemed prima facie evidence of that fact."
- 25) In (d)(3) new subsection (E) has been added to read as follows:
 "(E) A certification from an employee of the Commission stating that an employer

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

- has not been approved as a self-insurer shall be deemed prima facie evidence of that fact."
- 26) In (f) line 3, the words "Illinois" have been deleted from reference to both Workers' Compensation and Workers' Occupational Diseases Acts.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will these amendments replace emergency rules currently in effect? Yes
- 14) Are there any proposed amendments pending on this part? No
- 15) Summary and purpose of rules:
 The General Assembly amended Section 4(d) of the Workers' Compensation Act and the Workers' Occupational Diseases Act to provide that upon a finding by the Commission, after reasonable notice and hearing, of the knowing and wilful failure of an employer to insure payment of its compensation liability, the Commission may assess a penalty of up to \$500 for each day of knowing and wilful failure or refusal after the effective date of the Amendatory Act. The amendments are effective December 18, 1989.
- New Section 7100.100 has been established to provide reasonable notice and hearing before the Commission. This section provides for Notice of Non-Compliance to an employer, response by the employer and an informal conference procedure at which a representative of the Commission may meet with the employer in an attempt to resolve the matter without the necessity of a formal hearing. The rule establishes procedures for notice and hearing, assignment of a Commissioner, hearing location and the conduct of hearings before the Commission. This section establishes a format for the decision to be issued by the Commission and sets forth procedures for payment of penalties by an employer.
- 16) Information and questions regarding these Adopted

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

Amendments shall be directed to:

Kathryn A. Kelley
Counsel
Illinois' Industrial Commission
100 West Randolph Street
Suite 8-272
Chicago, Illinois 60601
1-312/814-6559

The full text of the Adopted Amendments begins on the next page:

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

TITLE 50: INSURANCE
CHAPTER II: INDUSTRIAL COMMISSION

PART 7100
INSURANCE REGULATIONS

Section
7100.10
7100.20
7100.30
7100.40
7100.50
7100.70
7100.80
7100.85

7100.90
7100.95
7100.100

Insurance Forms
Employer Coverage: Policy (Repealed)
Policy Information Page
Issuance of Binder Certificate (Repealed)
Termination of Insurance
Requirement for Approval as a Self-Insurer
Self-Insurers to File Statement and Reports
Administration of Claims Against Securities,
Indemnity or Bonds of Self-Insurers
Administration of Claims Against Group
Self-Insurer's Insolvency Fund
Employers Liability Fund
Insurance Coverage: Compliance

AUTHORITY: Implementing Sections 4(a), (b) and (d) of the Workers' Compensation Act (Ill. Rev. Stat. 1989, ch. 48, pars. 138.4(a), (b) and (d) and Sections 4(a), (b) and (d) of the Workers' Occupational Diseases Act (Ill. Rev. Stat. 1989, ch. 48, pars. 172.39(a), (b) and (d) and authorized by Section 16 of the Workers' Compensation Act (Ill. Rev. Stat. 1989, ch. 48, par. 138.16) and Section 16 of the Workers' Occupational Diseases Act (Ill. Rev. Stat. 1989, ch. 48, par. 172.51).

SOURCE: Filed and effective March 1, 1977; amended at 5 Ill. Reg. 8910, effective August 24, 1981; codified at 7 Ill. Reg. 2345; emergency amendment at 8 Ill. Reg. 15976, effective August 16, 1984, for a maximum of 150 days; amended at 9 Ill. Reg. 3705, effective March 12, 1985, emergency amendment at 10 Ill. Reg. 6003, effective April 18, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 15615, effective September 10, 1986; emergency amendment at 14 Ill. Reg. 4920, effective March 9, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13149, effective August 1, 1990

NOTE: Capitalization denotes statutory language.

Section 7100.100 Insurance Coverage: Compliance

a) Employers to Insure Payment of Compensation

Any employer who shall come within the provisions of
Section 3 of the Workers' Compensation Act (the Act)

ILLINOIS INDUSTRIAL COMMISSION

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

(Ill. Rev. Stat. 1989, ch. 48, par. 138.3) or any employer who shall elect to provide and pay the compensation provided for in the Workers' Compensation Act and the Workers' Occupational Diseases Act (Ill. Rev. Stat. 1989, ch. 48, par. 172.36 et seq.) shall insure payment of such compensation pursuant to Section 4(a) of the Act and Section 4(a) of the Occupational Diseases Act by obtaining approval by the Industrial Commission to operate as a self-insurer or by insuring its entire liability to pay such compensation in some insurance carrier authorized, licensed, or permitted to do such insurance business in Illinois.

b) Failure to Insure Payment of Compensation
Liability - Penalty

1) THE COMMISSION MAY ASSESS A CIVIL PENALTY OF UP TO FIVE HUNDRED DOLLARS (\$500.00) PER DAY FOR EACH DAY OF:

- A) THE KNOWING AND WILFUL FAILURE OR REFUSAL AFTER DECEMBER 18, 1989 OF AN EMPLOYER TO COMPLY WITH ANY OF THE PROVISIONS OF SECTION 4(a) OF THE ACT; OR
- B) FAILURE OR REFUSAL AFTER DECEMBER 18, 1989 OF AN EMPLOYER, SERVICE OR ADJUSTMENT COMPANY, OR AN INSURANCE CARRIER TO COMPLY WITH ANY ORDER OF THE INDUSTRIAL COMMISSION PURSUANT TO SECTION 4(c) OF THE ACT AND SECTION 4(c) OF THE WORKERS' OCCUPATIONAL DISEASES ACT DISQUALIFYING IT TO OPERATE AS A SELF-INSURER AND REQUIRING IT TO INSURE ITS LIABILITY WITH AN INSURANCE CARRIER. (Ill. Rev. Stat. 1989, ch. 48, pars. 138.4(d) and 172.39(d).)

2) Penalties by the Commission may be assessed after reasonable notice and hearing in accordance with subsection (d).

c) Notice of Non-Compliance

- 1) The Industrial Commission shall give Notice of Non-Compliance to the employer at the employer's last known address or to the representative thereof. The notice shall be

accompanied by a certificate of service by the Industrial Commission on the employer setting forth the time and manner of service.

2) The Notice of Non-Compliance shall be a written statement setting forth, but not limited to, the following information:

- A) the name and address of the employer;
- B) a statement of the section of the statute alleged to be violated, the periods of non-compliance and the penalty which may be imposed;
- C) a statement that the employer must submit evidence of compliance or otherwise respond within thirty (30) days of the date of receipt of the notice. Examples of evidence of compliance are:
 - i) a copy of the policy information page as required to be filed under Section 7100.30 which indicates coverage for the periods of alleged non-compliance;
 - ii) a self-insurance certificate of approval covering the periods of alleged non-compliance.
- D) a statement that failure to respond to the Notice of Non-Compliance within the prescribed time period shall cause the Commission to set this matter for hearing in accordance with subsection (d).

3) Informal Conference

A) When a Notice of Non-Compliance has been sent, the Commission shall, at the request of the employer or its attorney, or may on its own initiative, schedule the matter for an informal conference at which a designated representative of the Commission shall meet with the employer in an attempt to resolve the matter.

B) A request by the employer or its attorney for an informal conference

ILLINOIS INDUSTRIAL COMMISSION

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

must be received by the Commission within fifteen (15) days of the receipt of the Notice of Non-Compliance.

- C) The Commission shall send written notice to the employer or its attorney at least seven (7) days prior to the scheduled conference.

- D) The conference shall be held at a site designated by the Commission.

- E) If the matter cannot be resolved at the conference, the Commission shall set the matter for hearing in accordance with subsection (d).

d) Hearings

- 1) Notice of Hearing; Locations

- A) A matter under this Section is commenced by the Industrial Commission by service of a Notice of Hearing upon the employer at least thirty (30) days prior to the time fixed for hearing. Service of the Notice shall be by United States registered or certified mail addressed to the employer at the last known address or to the representative thereof.

- B) The Notice of Hearing shall be a written statement setting forth, but not limited to, the following information:

- i) the name and address of the employer;
- ii) the time, date and place of hearing;
- iii) the name of the Commissioner;
- iv) a statement of the section of the statute alleged to be violated, periods of non-compliance and the penalty which may be imposed; and
- v) a statement that failure to appear at the hearing where no continuance

has been obtained prior to the hearing shall constitute a default and shall result in a finding that there has been a knowing and wilful failure of the employer to insure his liability to pay compensation in accordance with Section 4(a) of the Act or to comply with an order of the Commission under Section 4(c) and an assessment of penalties under Section 4(d) of the Act.

- C) The hearing shall be set at a site designated by the assigned Commissioner.

2) Assignment

- A) In all cases where the employer is principally located in Cook County, a matter to be scheduled for hearing under this Section shall be randomly assigned to a Commissioner.
- B) In all other cases, a matter to be scheduled for hearing under this Section shall be assigned to the Commissioner who serves that territory within which the employer is principally located.

3) Conduct of Hearings

- A) At the hearing a representative of the Commission shall have the opportunity to introduce evidence, to call and examine witnesses and to cross-examine witnesses. The employer or its attorney shall be given the opportunity to show that there has been compliance with Section 4(a) or an order of the Commission under Section 4(c) or show cause why compliance has not been accomplished. The employer or its attorney shall have the opportunity to introduce evidence, to call and examine witnesses, and to cross-examine witnesses. The representative of the Commission shall have the right of rebuttal.

- B) THE COMMISSION OR ANY MEMBER THEREOF SHALL HAVE THE POWER TO ADMINISTER OATHS, TO

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

SUBPOENA AND EXAMINE WITNESSES, AND TO
ISSUE SUBPOENA DUCES TECUM REQUIRING THE
PRODUCTION OF SUCH BOOKS, PAPERS, RECORDS
OR DOCUMENTS AS MAY BE EVIDENCE TO DETERMINE
THE ISSUE of non-compliance. (Section 16
of the Act)

C) The Illinois common law rules of evidence
and Article VIII of the Code of Civil
Procedure (Ill. Rev. Stat. 1989, ch.
110, par. 8-101 et seq.) shall apply
except to the extent they conflict with the
Workers' Compensation Act, the Workers'
Occupational Diseases Act, or the Rules
Governing Practice Before the Industrial
Commission. (50 Ill. Adm. Code: Chapter
II.)

D) A certification from an employee of the
National Council on Compensation Insurance
stating that no policy information page
has been filed in accordance with Section
7100.30 shall be deemed prima facie
evidence of that fact.

E) A certification from an employee of the
Commission stating that an employer has
not been approved as a self-insurer shall
be deemed prima facie evidence of that
fact.

e) Decision

The Commission, after the hearing is concluded,
shall issue a decision which shall include:

- 1) the findings of the Commission;
- 2) where applicable, the dates of
failure to insure and the amount
of penalty assessed for each day;
- 3) the payment procedures as provided
in subsection (f); and
- 4) a statement of the conditions for a
judicial review of the Commission's
decision in accordance with the
requirements of 50 Ill. Adm. Code 7060.

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

f) Payment Procedures

Where the Commission assesses a penalty against an
employer in accordance with Section 4(d) of the
Workers' Compensation Act or Workers' Occupational
Diseases Act, payment shall be made according to the
following procedure:

- 1) payment of the penalty shall be made by
certified check or money order made payable
to the State of Illinois;
- 2) payment shall be mailed or presented within
thirty (30) days of the final order of the
Commission or the order of the court on review
after final adjudication to:

Illinois Industrial Commission
Fiscal Office
100 West Randolph Street
Suite 8-328
Chicago, Illinois 60601
1-312/814-6625

(SOURCE: Added at 14 Ill. Reg. 13149, effective
August 1, 1990.

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: MISCELLANEOUS
- 2) Code Citation: 50 Ill. Adm. Code 7110
- 3) Section Number: Adopted Action:
7110.80 New Section
- 4) Statutory Authority: Implementing and authorized by the Workers' Compensation Act (Ill. Rev. Stat. 1989, ch. 48, pars. 138.1 et seq.).
- 5) Effective Date of Rules: August 1, 1990
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this rulemaking contain incorporations by reference? No.
- 8) Date filed in agency's principal office: August 1, 1990
- 9) Date notice of Proposed Amendments was published in the Illinois Register: April 20, 1990, 14 Ill. Reg. 5671
- 10) Has JCAR issued a Statement of Objections to this Part: No.
- 11) Differences between the proposed and final version:
 - 1) The agency has made various technical and grammatical corrections to the rule.
 - 2) All citations to the Illinois Revised Statutes have been updated to reflect the 1989 edition.
 - 3) In (a) deleted the word "Illinois" when referring to the Workers' Compensation or Workers' Occupational Diseases Acts.
 - 4) In (a) line 7, after the word "Act" added the citation for the Workers' Occupational Diseases Act.
 - 5) In (a) line 10, deleted "Illinois Workers' Compensation."
 - 6) In (b)(3), deleted "ALL OR PART OF ANY PENALTY ASSESSED BY THE COMMISSION MAY BE WAIVED FOR GOOD CAUSE SHOWN by a Commission

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

- panel." Added the following language: "THE COMMISSION MAY FOR GOOD CAUSE SHOWN WAIVE ALL OR PART OF ANY PENALTY ASSESSED. The decisions of the Commission under Section 7(f) of the Act shall serve as precedents in determining good cause."
- 7) At the end of (c)(2)(B) added "Such additional information shall include, but not be limited to, copies of cancelled checks or other proof of payment."
 - 8) In (d)(1)(B)(iii) line 4, after the word "respond" added the words "in writing".
 - 9) At the end of (d)(2)(A) added "An informal conference will not be scheduled when the self-insured employer or the insurance carrier cures the deficiency within thirty (30) days of receipt of the Notice of Deficiency."
 - 10) In (e)(1)(B)(vi) line 8, after "7(f)" added the words "of the Act."
 - 11) In(e)(2)(A) line 2, after the word "matter" added the words "to be scheduled for".
 - 12) In (e)(3)(A) added the following sentence at the beginning of subsection (A): "A representative of the Commission shall have the opportunity to introduce evidence, to call and examine witnesses and to cross-examine witnesses."
 - 13) In (e)(3)(C) added the following sentence at the end of subsection (C): "The representative of the Commission shall have the right of rebuttal."
 - 14) In (e)(3)(B) line 2, added the phrase ", or its attorney," after the word "employer".
 - 15) In (e)(3)(E) line 6, deleted "Illinois Workers' Compensation" and deleted the word "Illinois" before "Workers' Occupational Diseases Act."
 - 16) In (f) line 2, added the phrase "in

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

accordance with Section 7(f) of the Act," after the word "decision".

- 17) In (g) line 3, deleted "Illinois Workers' Compensation."

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

- 13) Will these amendments replace emergency rules currently in effect? Yes.

- 14) Are there any proposed amendments pending on this Part? No.

- 15) Summary and purpose of rules:

Section 7(f) of the Workers' Compensation Act has been amended to provide that if the Commission finds, after reasonable notice and hearing, that an employer has wilfully and knowingly failed to pay the proper amounts into the Rate Adjustment Fund or the Second Injury Fund as required by Section 7(f) of the Act, the Commission may assess against the employer a penalty of 20% of the amount due or \$2,500.00, whichever is greater, for each year or part thereof of such failure to pay. All or part of the penalty may be waived for good reason shown. The amendment further provides that any obligations of an employer accruing prior to December 18, 1989 shall be paid in full by the employer within 5 years of December 18, 1989, with at least one-fifth of the obligation to be paid during each year following December 18, 1989. Upon a finding by the Commission, after reasonable notice and hearing, that an employer has failed to make timely payments of these obligations, the Commission may assess a penalty against the employer equal to 20% of the overdue obligation or \$2,500.00, whichever is greater, for each year or part thereof that the obligation is overdue. All or part of the penalty may be waived by the Commission for good cause shown. The amendment is effective December 18, 1989.

New Section 7100.80 has been established to provide procedures to implement the amendment to Section 7(f) of the Workers' Compensation Act. The rule provides that for purposes of verifying the amounts paid into the Rate Adjustment Fund and Second Injury Fund, the Chairman shall by May 1 of each year furnish information

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

regarding payment into the Funds to the Director of the Department of Insurance. The Director shall verify to the Chairman that the amounts paid are accurate as best he can determine by September 1 of each year. Under the rule, a procedure is established by which the Chairman may require self-insured employers to provide additional information relating to their contributions to the Funds.

The rule establishes a procedure by which employers and insurance carriers are notified of a deficiency and by which they must respond to the Notice. The rule provides for an informal conference procedure by which an employer or an insurance carrier may meet with a representative of the Industrial Commission in an attempt to resolve the matter prior to a formal hearing. Procedures regarding notice and formal hearing before the Commission are established. The rule includes a format for the decision by the Commission and procedures for the payment of penalties.

- 16) Information and questions regarding these Adopted Amendments shall be directed to:

Kathryn A. Kelley
Counsel
Illinois Industrial Commission
100 West Randolph Street
Suite 8-272
Chicago, Illinois 60601
1-312/814-6559

The full text of the Adopted Amendments begins on the next page:

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

TITLE 50: INSURANCE
CHAPTER II: INDUSTRIAL COMMISSION

PART 7110

MISCELLANEOUS

Section
7110.10
7110.20

7110.30
7110.40

7110.50
7110.60
7110.70

7110.80

Vocational Rehabilitation
Petitions under Sections 19(h), 8(a), and 7(a)
of the Act
Commission Meetings: Minutes
Petition to Suspend Compensation for Failure to
Submit to Proper Medical Treatment
Petitions under Section 19(o)
Distribution of Industrial Commission Handbook
Explanation or Denial of Liability or Further
Responsibility for Medical Care
Rate Adjustment Fund and Second Injury Fund
Contributions: Compliance

AUTHORITY: Implementing and authorized by the Workers' Compensation Act (Ill. Rev. Stat. 1989, ch. 48, pars. 138.1 et seq.)

SOURCE: Filed and effective March 1, 1977; amended at 5 Ill. Reg. 5533, effective May 12, 1981; amended at 6 Ill. Reg. 8040, effective July 1, 1982; codified at 7 Ill. Reg. 2352; emergency amendment at 14 Ill. Reg. 4929, effective March 9, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13161, effective August 1, 1990.

NOTE: Capitalization denotes statutory language.

Section 7110.80 Rate Adjustment Fund and Second Injury Fund Contributions: Compliance

- a) Employers Required to Make Payments to Rate Adjustment Fund and Second Injury Fund

Any employer who shall come within the provisions of Section 3 of the Workers' Compensation Act (the Act) (Ill. Rev. Stat. 1989, ch. 48, par. 138.3) or any employer who shall elect to provide and pay the compensation provided for in the Workers' Compensation Act and the Workers' Occupational Diseases Act (Ill. Rev. Stat. 1989, ch. 48, par. 172.36 et seq.) shall pay into the Rate Adjustment Fund and the Second Injury Fund in accordance with the provisions of Section 7(f) of the Act.

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

b) Penalties

- 1) IF THE COMMISSION FINDS AFTER REASONABLE NOTICE AND HEARING in accordance with subsection (e), THAT AN EMPLOYER OR INSURANCE CARRIER ON BEHALF OF THE EMPLOYER HAS WILFULLY AND KNOWINGLY FAILED TO PAY ANY OBLIGATIONS ACCRUING AFTER DECEMBER 18, 1989 INTO THE RATE ADJUSTMENT FUND OR THE SECOND INJURY FUND AS REQUIRED BY SECTION 7(f) OF THE ACT OR IF SUCH PAYMENTS ARE NOT MADE WITHIN THE TIME PERIODS PRESCRIBED BY SECTION 7(f) OF THE ACT, THE EMPLOYER SHALL, IN ADDITION TO SUCH PAYMENTS, PAY A PENALTY OF 20% OF THE AMOUNT REQUIRED TO BE PAID OR TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00), WHICHEVER IS GREATER, FOR EACH YEAR OR PART THEREOF OF SUCH FAILURE TO PAY. (Section 7(f) of the Act)
- 2) Obligations accruing prior to December 18, 1989:
 - A) ANY OBLIGATIONS OF AN EMPLOYER OR INSURANCE CARRIER TO THE RATE ADJUSTMENT FUND OR THE SECOND INJURY FUND ACCRUING PRIOR TO DECEMBER 18, 1989 SHALL BE PAID IN FULL BY SUCH EMPLOYER WITHIN 5 YEARS OF DECEMBER 18, 1989, WITH AT LEAST ONE-FIFTH OF SUCH OBLIGATION TO BE PAID DURING EACH YEAR FOLLOWING DECEMBER 18, 1989. (Section 7(f) of the Act)
 - i) Such obligations shall be paid pursuant to an agreement signed by the employer or by the insurance carrier on behalf of the insured employer.
 - ii) The agreement shall include the amount of the obligation and the date each payment is due.
- B) IF THE COMMISSION FINDS AFTER REASONABLE NOTICE AND HEARING in accordance with subsection (e), THAT AN EMPLOYER OR INSURANCE CARRIER HAS FAILED TO MAKE TIMELY PAYMENTS OF ANY OBLIGATION ACCRUING IN ADDITION 2(A) above, THE EMPLOYER SHALL, BE LIABLE FOR A PENALTY EQUAL TO 20% OF THE OVERDUE OBLIGATION OR TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00), WHICHEVER IS

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

GREATER, FOR EACH YEAR OR PART THEREOF, THAT THE OBLIGATION IS OVERDUE. (Section 7(f) of the Act)

- 3) THE COMMISSION MAY FOR GOOD CAUSE SHOWN WAIVE ALL OR PART OF ANY PENALTY ASSESSED. The decisions of the Commission under Section 7(f) of the Act shall serve as precedents in determining good cause.
- c) Verification of amounts paid by employers into the Rate Adjustment Fund and Second Injury Fund.
 - 1) THE CHAIRMAN SHALL BY MAY 1 OF EACH YEAR FURNISH TO THE DIRECTOR OF THE ILLINOIS DEPARTMENT OF INSURANCE A LIST OF THE AMOUNTS PAID INTO THE SECOND INJURY FUND AND THE RATE ADJUSTMENT FUND BY EACH INSURANCE COMPANY ON BEHALF OF THEIR INSURED EMPLOYERS. THE DIRECTOR SHALL VERIFY TO THE CHAIRMAN ON OR BEFORE SEPTEMBER 1 OF EACH YEAR THAT THE AMOUNTS PAID BY EACH INSURANCE COMPANY ARE ACCURATE AS BEST THE DIRECTOR CAN DETERMINE FROM THE RECORDS AVAILABLE TO THE DIRECTOR.
 - 2) THE CHAIRMAN SHALL VERIFY THAT THE AMOUNTS PAID BY EACH SELF-INSURER ARE ACCURATE AS BEST AS THE CHAIRMAN CAN DETERMINE FROM RECORDS AVAILABLE TO THE CHAIRMAN. (Section 7(f) of the Act) The Chairman may, upon written notice, require that each self-insurer provide the following:
 - A) INFORMATION on forms provided by the Commission CONCERNING THE TOTAL COMPENSATION PAYMENTS MADE UPON WHICH CONTRIBUTIONS TO THE RATE ADJUSTMENT FUND AND SECOND INJURY FUND ARE PREDICATED, AND
 - B) ANY ADDITIONAL INFORMATION ESTABLISHING THAT PAYMENTS HAVE BEEN MADE INTO THE RATE ADJUSTMENT FUND AND THE SECOND INJURY FUND. (Section 7(f) of the Act) Such additional information shall include, but not be limited to, cancelled checks or other proof of payment.
 - 3) Any information requested under subsection (c)(2) above shall be provided to the Commission by the self-insurer within thirty (30) days of the date

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

of the notice.

d) Notice of Deficiency - Informal Conference

- 1) Notice of Deficiency
 - A) Where the records of the Industrial Commission or the Department of Insurance show that a deficiency exists regarding payment into the Rate Adjustment Fund or the Second Injury Fund, the Industrial Commission shall give notice of the deficiency to the insurance carrier, or the self-insured employer. Service of the Notice of Deficiency shall be by United States registered or certified mail, addressed to the insurance company or the self-insured employer at the last known address, or to a representative thereof, and to the State Treasurer as ex-officio Custodian of the Rate Adjustment Fund and the Second Injury Fund.
- B) The Notice of Deficiency shall be a written statement setting forth, but not limited to, the following information:
 - i) the name and address of the insurance carrier, or the self-insured employer or representative thereof;
 - ii) a statement of the statute alleged to be violated, the dates of non-payment or underpayment, the amount of deficiency and the penalty which may be imposed;
 - iii) a statement that the self-insured employer or insurance carrier must cure the deficiency or otherwise respond in writing within thirty (30) days of the receipt of the Notice;
 - iv) a statement that the failure to respond to a Notice of Deficiency within the prescribed time period shall cause the Commission to set the matter for hearing in accordance with subsection (e).

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

2) Informal Conference

- A) Where a Notice of Deficiency has been sent the Commission may at the request of the self-insured employer or insurance carrier, or on its own initiative, schedule the matter for an informal conference at which a designated representative of the Commission shall meet with the self-insured employer or the insurance carrier in an attempt to resolve the matter. An informal conference will not be scheduled when the self-insured employer or the insurance carrier cures the deficiency within thirty (30) days of receipt of the Notice of Deficiency.

- B) A request by the self-insured employer or the insurance carrier for an informal conference shall be included in the response to the Notice of Deficiency.

- C) The Commission shall send written notice of the time and place of the conference to the self-insured employer or the insurance carrier and State Treasurer as ex-officio Custodian of the Rate Adjustment Fund and the Second Injury Fund at least fifteen (15) days prior to the scheduled conference.

- D) The conference shall be held at a site designated by the Commission.

- E) If the matter cannot be resolved at the conference, the Commission shall set the matter for hearing in accordance with subsection (e).

e) Hearings

1) Notice of Hearing; Locations

- A) Any matter under this Section is commenced by the Industrial Commission by service of a Notice of Hearing upon the insurance carrier or self-insured employer, and the State Treasurer as ex-officio Custodian of the Rate Adjustment Fund and the Second

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

Injury Fund. Notice of Hearing shall be given at least thirty (30) days prior to the time fixed for hearing. Service of the Notice of Hearing shall be by United States registered or certified mail, addressed to the insurance carrier or the self-insured employer at the last known address, or to a representative thereof, and to the State Treasurer as ex-officio Custodian of the Rate Adjustment Fund and the Second Injury Fund.

- B) The Notice of Hearing shall be a written statement setting forth, but not limited to, the following information:

- i) the name and address of the insurance carrier or self-insured employer;
- ii) the time, date and place of hearing;
- iii) the name of the hearing Commissioner;
- iv) a statement of the statute alleged to be violated and the penalty which may be imposed;
- v) a statement of the amount of the deficiency and the dates of non-payment or underpayment;
- vi) a statement that failure to appear at the hearing, where no continuance has been obtained from the Commissioner prior to the hearing, shall constitute a default and will result in a finding that there has been a wilful and knowing failure to comply with Section 7(f) of the Act, and an assessment of penalties.

- C) The hearing shall be set at a site designated by the assigned Commissioner.

2) Assignment

- A) In cases where the employer is principally located in Cook County, a matter to be scheduled for hearing under this Section

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

shall be randomly assigned to a Commissioner.

- B) In all other cases, a matter to be scheduled for hearing under this Section shall be assigned to a Commissioner who serves that territory within which the employer is principally located.

3) Conduct of Hearings

- A) A representative of the Commission shall have the opportunity to introduce evidence, to call and examine witnesses and to cross-examine witnesses. The records of the Industrial Commission and the Department of Insurance regarding deficiency in payment shall be considered prima facie evidence of failure to comply with Section 7(f) of the Act.
- B) At the hearing the insurance carrier or self-insured employer, or its attorney, shall be given the opportunity to rebut the evidence of deficiency.
- C) Any party, including the State Treasurer as ex-officio Custodian of the Rate Adjustment Fund and the Second Injury Fund, shall have the right to introduce evidence, to call and examine witnesses and to cross-examine witnesses. The representative of the Commission shall have the right of rebuttal.
- D) THE COMMISSION, OR ANY MEMBER THEREOF, SHALL HAVE THE POWER TO ADMINISTER OATHS, TO SUBPOENA AND EXAMINE WITNESSES AND TO ISSUE SUBPOENA DUCES TECUM REQUIRING THE PRODUCTION OF SUCH BOOKS, PAPERS, RECORDS OR DOCUMENTS AS MAY BE EVIDENCE TO DETERMINE THE ISSUE OF non-compliance. (Section 16 of the Act)
- E) The Illinois common law rules of evidence and Article VIII of the Code of Civil Procedure (Ill. Rev. Stat. 1989, ch. 110, par. 8-101 et seq.) shall apply at the hearing except to the extent they conflict with the Act, the Workers'

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

Occupational Diseases Act and the Rules Governing Practice Before the Industrial Commission. (50 Ill. Adm. Code: Chapter II)

f) Decision

The Commission, after the hearing is concluded, shall issue a decision in accordance with Section 7(f) of the Act, which shall include:

- 1) the findings of the Commission;
- 2) where applicable, the amount of the penalty assessed and the basis for the amount;
- 3) the payment procedures as provided in subsection (g);
- 4) a statement of the conditions for a judicial review of the Commission decision in accordance with the requirement of 50 Ill. Adm. Code 7060.

g) Payment Procedure

Where the Commission assesses a penalty against an employer in accordance with Section 7(f) of the Act payment shall be made according to the following procedure:

- 1) payment of the penalty shall be made by certified check or money order made payable to the State of Illinois.
- 2) payment shall be mailed or presented within thirty (30) days of the final order of the Commission or the order of the court on review after final adjudication to:

Illinois Industrial Commission
Fiscal Office
100 West Randolph Street
Suite 8-328
Chicago, Illinois 60601
1-312/814-6625

(SOURCE: Added at 14 Ill. Reg. 13161, effective August 1, 1990).

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Review
- 2) Code Citation: 50 Ill. Adm. Code 7040
- 3)

<u>Section Numbers</u>	<u>Adopted Action</u>
7040.10	Amendment
7040.40	Amendment
7040.70	Amendment
- 4) Statutory Authority: Implementing Section 19 and authorized by Section 16 of the Workers' Compensation Act (Ill. Rev. Stat. 1989, ch. 48, pars. 138.19 and 138.16).
- 5) Effective Date of Rules: August 1, 1990
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference?
No
- 8) Date filed in agency's principal office: August 1, 1990
- 9) Date notice of proposed amendments was published in the Illinois Register: April 20, 1990, 14 Ill. Reg. 5682
- 10) Has JCAR issued a statement of objections to this Part: No
- 11) Differences between the proposed and final version:
 - 1) Updated citations to Illinois Revised Statutes to reflect the 1989 edition.
 - 2) The agency made various technical and grammatical changes to the rules.
 - 3) In 7040.10(d)(1) line 2, deleted the word "must" and replaced it with the word "shall".
 - 4) In 7040.10(d) deleted all language in subsection (2), and replaced it with the following new language:
 - 2) In cases in which the first hearing of record before the Arbitrator is commenced after

December 18, 1989, the transcript of Arbitration proceedings shall be authenticated in the manner provided by statute, and presented to the Commission prior to or at a designated time and place set by the Commission as the Return Date on Review. The Return Date on Review shall be limited to the filing of the authenticated transcript.

- A) the Commission shall notify the parties at least thirty (30) days prior to the time set for the Return Date on Review.
- B) the reviewing party may elect to submit the authenticated transcript in person or by mail to the Review Department of the Commission at its offices in Chicago on or before the Return Date on Review. The authenticated transcript shall be accompanied by a cover letter indicating the case caption, case number, assigned Commissioner and Return Date on Review. Timely filing by mail shall be shown by a legible postmark date at least two (2) calendar days prior to the exclusive of the Return Date on Review, applied by the U.S. Postal Service, and not by a party, to the envelope in which the document is received by the Commission at its offices in Chicago, Illinois, or the date applied by the U.S. Postal Service to a certified or registered mail receipt bearing the same certification or registry number as the envelope in which the document was received by the Commission at its offices in Chicago, Illinois, showing a date of mailing which is not less than two (2) calendar days prior to and exclusive of the Return Date on Review.

ILLINOIS REGISTER

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

- 5) In 7040.10(d) added new subsection (3) as follows:
- 3) In cases in which Section 19(b-1) Petitions have been filed, the transcript shall be authenticated and presented in accordance with Section 7020.80(b)(3)(C).
- 6) In 7040.40(c)(1) line 6, deleted the word "must" and replaced it with the word "shall".
- 7) In 7040.40(c)(2) line 2, deleted the word "must" and replaced it with the word "shall".
- 8) In 7040.70(a)(6)(E) line 3, deleted "Workers' Compensation."
- 9) In 7040.70(b) line 4, after the word "than" added the word "thirty".
- 10) In 7040.70(b) line 6, after the word "or" added the word "thirty".
- 11) In 7040.70(b) line 12, after the word "within" added the word "fifteen".
- 12) In 7040.70(c) line 8, after the word "than" added the word "thirty".
- 13) In 7040.70(c) line 7, after the word "or" added the word "thirty".
- 14) In 7040.70(c) line 11, after the word "have" added the word "fifteen".
- 15) In 7040.70(d) line 10, after the word "subsection" added "(e)." and deleted the clause "1) or are not filed timely in compliance with the requirements of subsection 2) of this section."
- 16) In 7040.70(f) subsection (2) has been deleted and subsection (1) changed to read "the requirements set forth in subsections (a), (d) and (e) above are applicable to subsection (f)." Former subsection (3) has been renumbered as subsection (2).

- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the Agreement letter issued by JCAR?
Yes

ILLINOIS REGISTER

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

- 13) Will these amendments replace emergency rules currently in effect? Yes
- 14) Are there any proposed amendments pending on this Part? No
- 15) Summary and purpose of rules:

The General Assembly amended the Workers' Compensation Act and the Workers' Occupational Diseases Act. The amendments are effective December 18, 1989.

Section 19(b) of the Acts was amended to provide that a Petition for Review of the decision of the arbitrator shall contain a statement of the petitioning party's specific exceptions to the decision of the arbitrator. Section 7040.10 of the rules has been amended to reflect this change. Section 7040.10 has also been amended to provide a procedure for the authentication and submission of the arbitration transcript in cases in which the arbitration hearing was held after December 18, 1989.

Section 19(e) of the Acts was amended to provide that in all cases in which the hearing before the arbitrator is held after the effective date of the amendatory Act, no additional evidence shall be introduced by the parties on review of the arbitrator's decision. Section 7040.40 of the rules has been amended to provide that in all cases on review under Section 19(b) of the Act in which the first hearing of record before the Arbitrator is commenced after December 18, 1989, no additional evidence shall be introduced by the parties on review before the Commission.

Section 7040.40 of the rules has also been amended to provide for the conduct of review hearings in cases on review under Section 19(b) of the Act in which the first hearing of record before the Arbitrator was commenced on or before December 18, 1989 and in which the Commission will continue to hold hearings on review. Section 7040.40 further provides for the time within which a party may request special findings and file interrogatories in cases in which the initial hearing before the arbitrator is held after December 18, 1989.

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

Section 7040.70 of the rules has been amended to provide the time period within which the statement of exceptions and/or additions and supporting brief and a response thereto must be filed in cases on review under Section 19(b) of the Act in which the first hearing of record before the Arbitrator is commenced after December 18, 1989. Language in Section 7040.70 that failure to timely file a statement of exceptions and/or additions and supporting brief will result in the Commission denying the relief sought has been deleted.

Section 13 of the Workers' Compensation Act has been amended to create a special panel of Commissioners comprised of 3 certified arbitrators appointed by the Governor, by and with the consent of the Senate. The panel will assist the Commission in reducing the backlog on review and will be deciding cases in which proofs have already been closed on review. In order to assist the special panel, Section 7040.70 has been amended to provide that in all cases in which an Abstract of the Record has not been filed by January 1, 1990, any Commissioner, including those serving on the special panel, may request the party who appealed first to file an Abstract of the Record.

- 16) Information and questions regarding these Adopted Amendments shall be directed to:

Kathryn A. Kelley
Counsel
Illinois Industrial Commission
100 West Randolph Street
Suite 8-272
Chicago, Illinois 60601
(312) 814-6559

The full text of the Adopted Amendments begins on the next page.

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

TITLE 50: INSURANCE
CHAPTER II: INDUSTRIAL COMMISSIONPART 7040
REVIEW

Section	Perfecting a Review
7040.10	Assignment of Reviews
7040.20	Review Hearing Dates and Places
7040.30	Conduct of Review Hearings
7040.40	Remanding Orders
7040.50	Continuances for Oral Argument(s) and Extension(s) of Time for Filing Statements of Exception(s) and/or Addition(s) and Supporting Briefs and Abstracts
7040.60	Statements of Exception(s) and/or Addition(s) and Supporting Briefs and Abstracts
7040.70	Commission Decision on Review
7040.80	

AUTHORITY: Implementing Section 19 and authorized by Section 16 of the Workers' Compensation Act (Ill. Rev. Stat. 1989, ch. 48, pars. 138.19 and 139.16.)

SOURCE: Filed and effective March 1, 1977; amended at 2 Ill. Reg. 22, p. 90, effective May 25, 1978; amended at 6 Ill. Reg. 8040, effective July 1, 1982; emergency amendment at 6 Ill. 15307, effective December 7, 1982 for a maximum of 150 days; codified at 7 Ill. Reg. 2345, amended at 8 Ill. Reg. 4499, effective March 28, 1984; amended at 9 Ill. Reg. 16249 effective October 15, 1985, emergency amendment at 19 Ill. Reg. 19133, effective November 20, 1985, for a maximum of 150 days; and amended at 10 Ill. Reg. 8100, effective May 5, 1986; emergency amendment at 14 Ill. Reg. 4940, effective March 9, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13173, effective August 1, 1990.)

Section 7040.10 Perfecting a Review

a) Time for filing

- 1) Petitions for Review of an arbitration decision shall be filed in duplicate with the Commission within the time provided by statute.
- 2) The Petition for Review shall contain a statement of the petitioning party's specific exceptions to

ILLINOIS INDUSTRIAL COMMISSION
NOTICE OF ADOPTED AMENDMENTSILLINOIS INDUSTRIAL COMMISSION
NOTICE OF ADOPTED AMENDMENTSthe Decision of the Arbitrator.

b) Order of Arbitration Transcript

- 1) Stenographic reports of proceedings before the Industrial Commission shall be furnished the parties only upon written order filed with the Commission.
- 2) For purposes of perfecting a review, an arbitration transcript must be ordered within the time fixed by statute. The estimated cost of the transcript of proceedings may be obtained from the Industrial Commission, and the party requesting such transcript shall deposit a sum of money covering the estimated cost before the reporter shall be required to complete the transcript. An order entered pursuant to Section 20 of the Workers' Compensation Act (the Act) (Ill. Rev. Stat. 1989, ch. 48, par. 138.20) may be submitted for said monetary deposits.

c) Notice of Additional Evidence

Parties desiring to introduce additional evidence shall, not less than five (5) days before the date of the hearing on review, give the opposite party a notice apprising him of the fact that additional evidence will be submitted and the nature thereof, at which time a copy of such notice shall also be filed with the Industrial Commission.

d) Authentication of Transcript

- 1) For purposes of perfecting a review, the transcript of arbitration proceedings must shall be authenticated in the manner provided by statute (Ill. Rev. Stat. 1989, ch. 48, pars. 138.19(b) and 172.54(b)), and presented to the Commission prior to or at the time set for hearing on review.
- 2) In cases in which the first hearing of record before the Arbitrator is commenced after December 18, 1989, the transcript of Arbitration

proceedings shall be authenticated in the manner provided by statute, and presented to the Commission prior to or at a designated time and place set by the Commission as the Return Date on Review. The Return Date on Review shall be limited to the filing of the authenticated transcript.

A) The Commission shall notify the parties at least thirty (30) days prior to the time set for the Return Date on Review.

- B) The reviewing party may elect to submit the authenticated transcript in person or by mail to the Review Department of the Commission at its offices in Chicago on or before the Return Date on Review. The authenticated transcript shall be accompanied by a cover letter indicating the case caption, case number, assigned Commissioner and Return Date on Review. Timely filing by mail shall be shown by a legible postmark date at least two (2) calendar days prior to and exclusive of the Return Date on Review, applied by the U.S. Postal Service, and not by a party, to the envelope in which the document is received by the Commission at its offices in Chicago, Illinois, or the date applied by the U.S. Postal Service to a certified or registered mail receipt bearing the same certification or registry number as the envelope in which the document was received by the Commission at its offices in Chicago, Illinois, showing a date of mailing which is not less than two (2) calendar days prior to and exclusive of the Return Date on Review.
- 3) In cases in which Section 19(b-1) Petitions have been filed, the transcript shall be authenticated and presented in accordance with Section 7020.80(b)(3)(C).

(Source: Amended at 14 Ill. Reg. 13173, effective August 1, 1990)

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

Section 7040.40 Conduct of Review Hearing

- a) All cases on review under Section 19(b) of the Act in which the first hearing of record before the Arbitrator was commenced on or before December 18, 1989, shall proceed as follows:

a)1) Order of Proof

The reviewing party, or the party whose review is filed first, shall have the right to open and close the evidence.

b)2) Limitation of Evidence

Evidence may be adduced on review of if the evidence:

- 1) relates to the condition of the Petitioner since the time of the arbitration hearing; or
- 2) relates to the matters that occurred or conditions that developed after the arbitration hearing; or
- 3) was not introduced at the arbitration hearing for good cause.

- b) In all cases on review under Section 19(b) of the Act in which the first hearing of record before the Arbitrator is commenced after December 18, 1989, no additional evidence shall be introduced by the parties before the Commission.

c) Briefing-Schedule-Deletetd

d)1) Special Findings

- 1) Either party may request in writing that the Commission make special findings upon any written question or questions of law or fact (not to exceed five (5) in number) submitted to it concerning issues raised by the review. Said interrogatories must shall be filed at least five (5) days prior to the Oral Argument or five (5)

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

days after completion of the review hearing, whichever is later.

- 2) In all cases referred to in subsection (b) above, said interrogatories shall be filed at least five (5) days prior to the Oral Argument or five (5) days after the filing of the transcript, whichever is later.

- 3) A copy of the interrogatories must be served on the other side with appropriate proof of service.

(Source: Amended at 14 Ill. Reg. 13173, effective August 1, 1990

Section 7040.70 Statements of Exception(s) and/or Addition(s) and Supporting Briefs and Abstracts

- a) Except in cases where Section 19(b-1) Petitions have been filed, each party filing a petition for review of the Arbitrator's decision, or other proceedings such as under Sections 19(h) or 8(a) in which the right to oral arguments has been granted, or in which written statements of the parties have been ordered by the Commission, shall file its statements of exception(s) and/or addition(s) and supporting brief setting forth:

- 1) the identity of the party filing;
- 2) the names of the parties and the Commission's number of the cases;
- 3) the name of the Commissioner to whom the case has been assigned on Review;
- 4) the date, if any, scheduled for oral argument;
- 5) the name of the Arbitrator who rendered the decision or entered the order most recently prior to the filing of the party's petition;
- 6) the Arbitrator's findings, to include, whenever applicable:
 - A) date of accident and/or (last) exposure found or alleged;

ILLINOIS INDUSTRIAL COMMISSION

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

- B) the number of weeks of temporary total disability compensation awarded, and the amount of compensation paid;
- C) the dollar amount of medical expenses awarded;
- D) the nature of the disability and/or disfigurement and the number of weeks for disfigurement or the percentage of loss for permanent partial disability or specific loss, if any, awarded, or the fact of any award of benefits by reason of death or permanent total disability;
- E) the dollar amount of any awards, or other findings, under Sections 4(i), 8(f), 19(k), and Section 19(1), of the Workers' Compensation Act, if any,
- 7) appellant's statement of exception(s) and/or addition(s) to the Arbitrator's decision to include:
- A) separate headings identifying each issue asserted as an exception or addition;
- B) statements of particular evidence in the record pertaining to each such issue, together with citation of any legal authorities, including, Commission decisions, which support the position of that issue.
- b) three (3) copies of the appellant's statement of exception(s) and/or addition(s) and the supporting brief shall be filed with the Commission and served on all parties not later than thirty (30) days from the date of closing of proofs on Review if no transcript of the hearing on Review is to be prepared, or thirty (30) days from the date of notice of mailing or transmittal of the transcript of evidence on Review whenever such a transcript is to be prepared. The appellee may submit a response, in which case he must file three (3) copies of the response with the Commission and serve copies

thereof on all parties within fifteen (15) days from the last day allowed for the filing of appellant's statement of exception(s) and/or addition(s) and supporting brief. Such a statement of exception(s) and/or addition(s) and supporting brief, and any response thereto, shall be written or printed on one side of no more than twenty (20) 8-1/2" x 11" sheets of paper, and shall include a certificate of the date and manner of service of copies on all other parties.

c) In addition to the statement of exception(s) and/or addition(s) and supporting brief required in the above paragraph depending on the size of the case and the complexity of the issues involved, the reviewing Commissioner may order that an abstract of the record be filed with the Commission and served on all parties by each appealing party not later than thirty (30) days from the date of closing of proofs on Review or thirty (30) days from the date of notice of mailing or transmittal of the transcript of evidence on Review and each responding party shall have fifteen (15) days from the last day allowed for the filing of the opposing appellant's supporting brief within which to file a supplemental or corrected abstract. Appellant's reply, if filed, shall be limited to the matter raised in the supplemental or corrected abstract and response and shall be filed within ten (10) days after the date for filing of the appellee's abstract.

d) All documents filed under this section shall bear the caption of the case, including the Commission case number, and shall include the name of the Commissioner to whom the case has been assigned for the Review proceedings, together with the date set for oral argument, when applicable, directly under the case number in the caption. Documents filed pursuant to this section will not be considered to have met the requirements for filing if they do not comply with the requirements of subsection (e). If ex-ante-net-fitted timely-in-compliance-with-the-requirements-of subsection-21--of-this-section. The Commission will only consider, and oral arguments will be limited to, the issues raised in both the Review proceedings stipulation form or its equivalent for proceedings such as those under Section 19(h) and (f) of the Act and in the party's statement of exception(s) and/or

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

addition(s) and supporting brief, and to those in any complying response thereto. Failure of any appellant or petitioning party to file timely any statement of exception(s) and/or addition(s) and supporting brief as required by this sSection, including an abstract when required under paragraph-3) subsection (c) of this sSection, shall constitute waiver of the right to oral argument by that party and an election not to advise the Commission of any reason to change the Arbitrator's decision or to grant the petition; and in any case in which no appealing party has filed a statement of exception(s) and/or addition(s) and supporting brief together with any abstract required by this sSection, neither party will be entitled to an oral argument before the Commission and the relief sought will be denied.

e) Timely filing shall be shown by:

- 1) the date file stamped on the document at the time of receipt by the Commission at its office in Chicago, Illinois;
- 2) a legible postmark date at least two (2) calendar days prior to and exclusive of the date on which such document was due to be filed in accordance with this rule, applied by the U.S. Postal Service, and not by a party, to the envelope in which the document is received by the Commission at its offices in Chicago, Illinois, or the date applied by the U.S. Postal Service to a certified or registered mail receipt bearing the same certification or registry number as the envelope in which the document was received by the Commission at its offices in Chicago, Illinois, showing a date of mailing which is not less than two (2) calendar days prior to and exclusive of the date on which such document was due to be filed. If the date, required for filing or mailing falls on a Saturday, Sunday, or holiday, the time for filing or mailing shall be the next date which is not a Saturday, Sunday or holiday.

f) In all cases on review under section 19(b) of the Act in which the first hearing of record before the

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF ADOPTED AMENDMENTS

arbitrator is commenced after December 18, 1989, three (3) copies of the appellant's statement of exception(s) and/or addition(s) and supporting brief shall be filed with the Commission and served on all parties not later than thirty (30) days from the Return Date on Review. The appellee may submit a response, in which case he must file three (3) copies of the response with the Commission and serve copies thereof on all parties within fifteen (15) days from the last day allowed for the filing of appellant's statement of exception(s) and/or addition(s) and supporting brief. Such a statement of exception(s) and/or addition(s) and supporting brief, and any response thereto, shall be written or printed on one side of no more than twenty (20) 8-1/2" x 11" sheets of paper, and shall include a certificate of the date and manner of service of copies on all other parties.

- 1) The requirements set forth in sSubsections (a), (d) and (e) above are applicable to sSubsection (f).
- 2) Subsection (c) above is applicable with the addition that in any case assigned to the Special Panel in which an Abstract of the Record has not been filed by January 1, 1990, or in any case remaining before the permanent panel of Commissioners, the Special Panel or, any reviewing Commissioner of the permanent panels may, by written notice to the parties, request the party appealing first to file an Abstract of the Record within thirty (30) days of the notice. The other party may file a supplemental Abstract within fifteen (15) days of the receipt of the original Abstract.

(Source: Amended at 14 Ill. Reg. 13173, effective August 1, 1990.)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

1) The Heading of the Part: AID TO THE AGED, BLIND OR DISABLED

2) Code Citation: 89 Ill. Adm. Code 113

3) Section Number: Adopted Action:

113.9 Amendment

4) Statutory Authority: Sections 3-1, 3-2, 3-5 11-15 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 3-1, 3-2, 3-5 11-15 and 12-13)

5) Effective Date of Adopted Amendment: August 6, 1990

6) Does this rulemaking contain an automatic repeal date? No

7) Does this Adopted Amendment contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: August 6, 1990

9) Notice of Proposal Published in Illinois Register: February 23, 1990 (14 Ill. Reg. 2811)

10) Has JCAR issued a Statement of Objections to this Adopted Amendment? Yes

A) Statement of Objection: Aug. 10, 1990 (14 Ill. Reg. 12983)

B) Agency Response: Aug. 17, 1990 (14 Ill. Reg. 13361)

C) Date Agency Response Submitted for Approval to JCAR: August 2, 1990

11) Difference between proposal and final version: Based on comments received from the Joint Committee on Administrative Rules, the following changes were made to this amendment:

1) at line 1 of subsection (d), the words "are to" are changed to "shall";

2) at line 8 of subsection (e), the word "must" is changed to "shall";

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

3) at lines 11, 17 and 20 of subsection (f), the words "will" and "must" are changed to "shall";

4) at line 1 of subsection (f) (3), after the word "extension", the phrase "either verbally or in writing," is inserted; and

5) at line 4 of subsection (f) (3), immediately before the comma, the phrase "such as a copy of the request that was sent to the third party" is inserted.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this Adopted Amendment replace an Emergency Amendment Currently in effect? No

14) Are there any Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
113.140	Amendment	June 22, 1990 (14 Ill. Reg. 9806)
113.141	Amendment	June 15, 1990 (14 Ill. Reg. 9307)
113.261	New Section	May 25, 1990 (14 Ill. Reg. 7813)

15) Summary and Purpose of Adopted Amendment: This rulemaking places into rule specific timeframes for the return of information necessary to determine an individual's eligibility for assistance under the Aid to the Aged, Blind or Disabled Program.

16) Information and questions regarding this Adopted Amendment shall be directed to:

Name: Anita Williams, Staff Attorney
Office of the General Counsel

Address: Illinois Department of Public Aid
Jesse B. Harris Building II
100 South Grand Avenue East, 3rd Floor
Springfield, Illinois 62762

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

NOTICE OF ADOPTED AMENDMENT

Telephone: (217) 782-1233

The full text of the Adopted Amendment begins on the next page:

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 113

AID TO THE AGED, BLIND OR DISABLED

SUBPART A: GENERAL PROVISIONS

Section
113.1
113.5

Description of the Assistance Program
Incorporation By Reference

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section
113.9
113.10
113.20
113.30
113.40
113.50
113.60
113.70
113.80

Client Cooperation
Citizenship
Residence
Age
Blind
Disabled
Living Arrangement
Institutional Status
Social Security Number

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section
113.100
113.101
113.102

113.103
113.104
113.105
113.106
113.107
113.108
113.109
113.110
113.111
113.112
113.113
113.114
113.115

Unearned Income
Budgeting Unearned Income
Budgeting Unearned Income of Applicants Receiving
Income On Date of Application And/Or Date of Decision
Initial Receipt of Unearned Income
Termination of Unearned Income
Unearned Income In-Kind
Earmarked Income
Lump Sum Payments and Income Tax Refunds
Protected Income
Earned Income
Budgeting Earned Income
Protected Income
Earned Income
Budgeting Earned Income
Budgeting Earned Income of Applicants Receiving
Income On Date of Application And/Or Date of Decision
Initial Employment

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section
113.116 Budgeting Earned Income For Contractual Employees
113.117 Budgeting Earned Income For Non-contractual School Employees
113.118 Termination of Employment
113.120 Exempt Earned Income
113.125 Recognized Employment Expenses
113.130 Income From Work/Study/Training Programs
113.131 Earned Income From Self-Employment
113.132 Earned Income From Roomer and Boarder
113.133 Earned Income From Rental Property
113.134 Earned Income In-Kind
113.139 Payments from the Illinois Department of Children and Family Services
113.140 Assets
113.141 Exempt Assets
113.142 Asset Disregard
113.143 Deferral of Consideration of Assets
113.154 Property Transfers For Applications Filed Prior To October 1, 1989
113.155 Property Transfers For Applications Filed On Or After October 1, 1989
113.156 Court Ordered Child Support Payments of Parent/Step-Parent
113.157 Sponsors of Aliens
113.160 Assignment of Medical Support Rights

SUBPART D: PAYMENT AMOUNTS

Section
113.245 Payment Levels for AABD
113.246 Personal Allowance
113.247 Personal Allowance Amounts
113.248 Shelter
113.249 Utilities and Heating Fuel
113.250 Laundry
113.251 Telephone
113.252 Transportation, Lunches, Special Fees
113.253 Allowances for Increase in SSI Benefits
113.254 Nursing Care or Personal Care in Home Not Subject to Licensing
113.255 Sheltered Care in a Licensed Group Care Facility
113.256 Shopping Allowance
113.257 Special Allowances for Blind and Partially Sighted (Blind Only)
113.258 Home Delivered Meals
113.259 AABD Fuel and Utility Allowances By Area
113.260 Sheltered Care Rates

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

SUBPART E: OTHER PROVISIONS

Section
113.300 Persons Who May Be Included In the Assistance Unit
113.301 Grandfathered Cases
113.302 Interim Assistance
113.303 Special Needs Authorizations
113.304 Retrospective Budgeting
113.305 Budgeting Schedule
113.306 Purchase and Repair of Household Furniture
113.307 Property Repairs and Maintenance
113.308 Excess Shelter Allowance
113.320 Redetermination of Eligibility
113.500 Attorney's Fees for SSI Appellants

AUTHORITY: Implementing Article III and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987 1989, ch. 23, pars. 3-1 et seq. and 12-13).

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982; amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 10, 1983; amended (by adding Sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 9367, effective August 1, 1983; amended at 7 Ill. Reg. 17351, effective December 21, 1983; amended at 8 Ill. Reg. 537, effective December 30, 1983; amended at 8 Ill. Reg. 5225, effective April 9, 1984; amended at 8 Ill. Reg. 6746, effective June 27, 1984; amended at 8 Ill. Reg. 11414, effective July 16, 1984; amended at 8 Ill. Reg. 13273, effective July 16, 1984; amended (by sections being codified with no substantive change) at 8 Ill. Reg. 17895; amended at 8 Ill. Reg. 18896, effective September 26, 1984; amended at 9 Ill. Reg. 5335, effective April 5, 1985; amended at 9 Ill. Reg. 8166, effective May 17, 1985; amended at 9 Ill. Reg. 8657, effective May 25,

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

1985; amended at 9 Ill. Reg. 11302, effective July 5, 1985; amended at 9 Ill. Reg. 11636, effective July 8, 1985; amended at 9 Ill. Reg. 11991, effective July 12, 1985; amended at 9 Ill. Reg. 12806, effective August 9, 1985; amended at 9 Ill. Reg. 15896, effective October 4, 1985; amended at 9 Ill. Reg. 16291, effective October 10, 1985; emergency amendment at 10 Ill. Reg. 364, effective January 1, 1986; amended at 10 Ill. Reg. 1183, effective January 10, 1986; amended at 10 Ill. Reg. 6956, effective April 16, 1986; amended at 10 Ill. Reg. 8794, effective May 12, 1986; amended at 10 Ill. Reg. 10628, effective June 3, 1986; amended at 10 Ill. Reg. 11920, effective July 3, 1986; amended at 10 Ill. Reg. 15110, effective September 5, 1986; amended at 10 Ill. Reg. 15631, effective February 6, 1987; amended at 11 Ill. Reg. 3150, effective April 20, 1987; amended at 11 Ill. Reg. 8712, effective May 15, 1987; emergency amendment at 11 Ill. Reg. 12441, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20880, effective December 14, 1987; amended at 12 Ill. Reg. 867, effective January 1, 1988; amended at 12 Ill. Reg. 2137, effective January 11, 1988; amended at 12 Ill. Reg. 3497, effective January 22, 1988; amended at 12 Ill. Reg. 5642, effective March 15, 1988; amended at 12 Ill. Reg. 6151, effective March 22, 1988; amended at 12 Ill. Reg. 7687, effective April 22, 1988; amended at 12 Ill. Reg. 8662, effective May 13, 1988; amended at 12 Ill. Reg. 9023, effective May 20, 1988; amended at 12 Ill. Reg. 6996, effective May 24, 1988; emergency amendment at 12 Ill. Reg. 11828, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 14162, effective August 30, 1988; amended at 12 Ill. Reg. 17849, effective October 25, 1988; amended at 13 Ill. Reg. 63, effective January 1, 1989; emergency amendment at 13 Ill. Reg. 3402, effective March 3, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 6007, effective April 14, 1989; amended at 13 Ill. Reg. 12553, effective July 12, 1989; amended at 13 Ill. Reg. 13609, effective August 11, 1989; emergency amendment at 13 Ill. Reg. 14467, effective September 1, 1989, for a maximum of 150 days; emergency amendment at 13 Ill. Reg. 16154, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 14 Ill. Reg. 720, effective January 1, 1990; amended at 14 Ill. Reg. 6321, effective April 16, 1990; amended at 14 Ill. Reg. 13187, effective August 5, 1990.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section 113.9 Client Cooperation

a) As a condition of eligibility, clients must cooperate:

- 1) in the determination of eligibility;
 - 2) with Department programs conducted for the purposes of acquisition or verification of information upon which eligibility may depend;
 - 3) in applying for all financial benefits for which they may qualify and to avail themselves of such benefits at the earliest possible date.
- b) Clients are required to avail themselves of all potential resources.
- c) When eligibility cannot be conclusively determined because the individual is unwilling or fails to provide essential information or to consent to verification, the client is ineligible.

d) At screening, applicants shall be informed, in writing of any information they are to provide at the eligibility interview.

e) At the eligibility interview or at any time during the application process, when the applicant is requested to provide information in his or her possession, the Department will allow ten (10) days for the return of the requested information. The first day of the ten (10) day period is the calendar day following the date the information request form is sent or given to the applicant. The last day of the ten (10) day period shall be a work day and is to be indicated on the information request form. If the applicant does not provide the information by the date on the information request form, the application shall be denied on the following work day.

d) f) During the application process, when the applicant is requested to provide third-party information and has not requested the third-party information and/or cannot provide written verification of the request for third-party information by the last day of the time period on the information request form, the application

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section 113.9 Client Cooperation (Cont'd)

shall be denied on the following work day. At the eligibility interview or at any time during the application process, when the applicant is requested to provide third party information, the Department shall allow ten (10) days for the return of the requested information or for verification that the third party information has been requested. The first day of the ten (10) day period is the calendar day following the date the information request form is sent or given to the applicant. The last day of the ten (10) day period shall be a work day and is to be indicated on the information request form. It is to be indicated on the information request form that the applicant shall provide written verification of the request for the third party information. If the applicant does not provide the information or the verification that the information was requested by the date on the information request form, the application shall be denied on the following work day.

1) Third party information is defined as information which must be provided by someone other than the applicant. An authorized representative or person applying on another's behalf is not a third party but is treated as if he were the applicant.

2) The Department shall advise clients of the need to provide written verification of third party information requests and the consequences of failing to provide such verification.

3) If the applicant requests an extension either verbally or in writing in order to obtain third party information and provides written verification of the request for the third party information such as a copy of the request that was sent to the third party, an extension of ninety (90) days from the date of application shall be granted. The first day of the ninety (90) day period is the calendar day following the date of application. The 90th day must be a work day.

3) 4) If an applicant's attempt to obtain third party

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section 113.9 Client Cooperation (Cont'd)

information is unsuccessful, upon the applicant's request the Department will assist in securing evidence to support the client's eligibility for assistance.

(Source: Amended at 14 Ill. Reg. 13187, effective August 6, 1990)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

1) The Heading of the Part: APPLICATION PROCESS

2) Code Citation: 89 Ill. Adm. Code 110

3) Section Number: Adopted Action:

110.30

Amendment

4) Statutory Authority: Sections 11-4 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, pars. 11-4 and 12-13)

5) Effective Date of Adopted Amendment: August 6, 1990

6) Does this rulemaking contain an automatic repeal date?
 Yes X No

7) Does this Adopted Amendment contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: August 6, 1990

9) Notice of Proposal Published in Illinois Register: May 18, 1990 (14 Ill. Reg. 7395)

10) Has JCAR issued a Statement of Objections to this Adopted Amendment? If answer is "yes", please complete the following: No

11) Difference between proposal and final version: Based on a comment received from the Joint Committee on Administrative Rules, the following change was made to the text of this amendment:

1) at the end of subsection (a)(3), the phrase "(see also 89 Ill. Adm. Code 102.70)" is inserted before the period.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this Adopted Amendment replace an Emergency Amendment currently in effect? No

14) Are there any Amendments pending on this Part? No

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

15) Summary and Purpose of Adopted Amendment: This rulemaking implements P.A. 86-885 which requires the Department to institute policies and procedures to facilitate the timely processing of reapplications for assistance. As part of our compliance with P.A. 86-885, this rulemaking extends from ten days to thirty days the time frame within which an individual may apply for General Assistance (in the City of Chicago) when found ineligible for AFDC or AABD. If the individual is determined eligible for General Assistance, he or she will receive assistance with no gap in benefits. Interested parties should also see the amendment to 89 Ill. Adm. Code 102.70 which also appears in this issue of the Illinois Register.

16) Information and questions regarding this Adopted Amendment shall be directed to:

Name: Anita Williams, Staff Attorney
Office of the General Counsel

Address: Illinois Department of Public Aid
Jesse B. Harris Building II
100 South Grand Avenue East, 3rd Floor
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Adopted Amendment begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 110

APPLICATION PROCESS

Section	Incorporation By Reference
110.1	Application For Assistance
110.10	Local Office Action on Application for Public Assistance
110.15	Time Limitations On the Disposition On An Application Approval of An Application and Initial Authorization of Financial Assistance
110.20	Approval of An Application and Initial Authorization of Medical Assistance (MAG)
110.30	Approval of An Application and Initial Authorization of Medical Assistance - No Grant (MANG)
110.32	Approval of An Application and Initial Authorization of General Assistance and Aid to the Medically Indigent
110.34	General Assistance and Aid to the Medically Indigent -- Special Approval Provisions
110.36	Denial of An Application
110.38	
110.40	

AUTHORITY: Implementing Articles III, IV, V, VI and VII and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-5-5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13).

SOURCE: Filed and effective December 30, 1977; emergency amendment at 2 Ill. Reg. 44, p. 167, effective October 19, 1978, for a maximum of 150 days; amended at 3 Ill. Reg. 5, p. 875, effective February 2, 1979; amended at 3 Ill. Reg. 44, p. 173, effective October 19, 1979; amended at 6 Ill. Reg. 8125, effective July 1, 1982; codified at 7 Ill. Reg. 5195; amended at 8 Ill. Reg. 6760, effective May 3, 1984; amended at 9 Ill. Reg. 6798, effective April 30, 1985; amended at 12 Ill. Reg. 13087, effective August 16, 1985; amended at 13 Ill. Reg. 11457, effective July 1, 1988; amended at 13 Ill. Reg. 3836, effective March 10, 1989; amended at 13 Ill. Reg. 10628, effective June 22, 1989; amended at 14 Ill. Reg. 13198, effective August 6, 1990.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section 110.30

Approval of An Application and Initial Authorization of Financial Assistance

- a) Financial assistance (for Aid to the Aged, Blind or Disabled, Interim Assistance Aid to Families with Dependent Children, and General Assistance) shall be authorized effective from the earlier of:

- 1) The date of decision on the current application; or
- 2) Thirty days after the date of application provided the case is eligible on that date; or
- 3) In the City of Chicago, if General Assistance (GA) is approved as a result of termination of Aid to Families With Dependent Children (AFDC) or Aid to the Aged, Blind or Disabled (AABD) assistance or deletion (AFDC only) for certain non-financial reasons (see 89 Ill. Adm. Code 102.70(f)), assistance shall be authorized with no gap if an application is filed within 10-thirty (30) days of the notice of termination of AFDC or AABD or deletion (AFDC only) (see also 89 Ill. Adm. Code 102.70).

- b) If the applicant is determined eligible for financial assistance, the notice (see Section 110.20) shall state the amount of financial assistance to be provided, and a statement of the reasons for any partial grant amounts. Partial grant amount is defined as the maximum grant that a family unit for whom application for public assistance was filed is eligible to receive, less any reductions resulting from the consideration.

(Source: Amended at 14 Ill. Reg. 13198, effective August 6, 1990)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

- 1) The Heading of the Part: FOOD STAMPS

- 2) Code Citation: 89 Ill. Adm. Code 121

- 3) Section Numbers: Adopted Action:

121.23 Amendment

121.61 Amendment

- 4) Statutory Authority:

89 Ill. Adm. Code 121.23

Sections 6-8, 9-6 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 6-8, 9-6 and 12-13)

89 Ill. Adm. Code 121.61

Sections 12-4.4 thru 12-4.6 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 12-4.4 thru 12-4.6)

- 5) Effective Date of Adopted Amendments: August 6, 1990

- 6) Does this rulemaking contain an automatic repeal date?

Yes X No

- 7) Do these Adopted Amendments contain incorporations by reference? No

- 8) Date Filed in Agency's Principal Office: August 6, 1990

- 9) Notice of Proposal Published in Illinois Register:

89 Ill. Adm. Code 121.23

May 11, 1990 (14 Ill. Reg. 7006)

89 Ill. Adm. Code 121.61

April 27, 1990 (14 Ill. Reg. 5935)

- 10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No

- 11) Differences between proposal and final version:

89 Ill. Adm. Code 121.23

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

No changes were made to the text of this amendment.

89 Ill. Adm. Code 121.61

Based on comments received from the Joint Committee on Administrative Rules, at line 2 of subsection (a), the phrase "Section 121.61" is deleted; and at lines 12 and 14 of subsection (c), the number "1987" is changed to "1989".

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these Adopted Amendments replace Emergency Amendments currently in effect? No

14) Are there any Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
121.10	Amendment	June 15, 1990 (14 Ill. Reg. 9317)
121.63	Amendment	June 15, 1990 (14 Ill. Reg. 9317)

15) Summary and Purpose of Adopted Amendments:

89 Ill. Adm. Code 121.23

This rulemaking adds a reference to the East St. Louis work and training pilot program to the list of possible work registration or participation requirements under the Food Stamp Program. Interested parties should also see Section 114.85, proposed in this issue of the Illinois Register.

89 Ill. Adm. Code 121.61

Pursuant to Section 201 of the Hunger Prevention Act (P.L. 100-435), this rulemaking expands the definition of "Qualifying Members" to include the following individuals:

- 1) a member who receives Federal, state or local government disability pension and is considered permanently disabled under Social Security requirements;
- 2) a member who receives Railroad Retirement disability benefits;

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

- 3) a member who receives a annuity payment from Railroad Retirement and is eligible for Medicare; and
- 4) a member receives disability-related medical assistance benefits under Title XIX (Medicaid) of the Social Security Act.

16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Anita Williams, Staff Attorney
Office of the General Counsel

Address: Illinois Department of Public Aid
Jesse B. Harris Building II
100 South Grand Avenue East, 3rd Floor
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 121
FOOD STAMPS

SUBPART A: APPLICATION PROCEDURES

Section
121.1
121.2
121.3

121.4
121.5
121.6
121.7

Application for Assistance
Time Limitations on the Disposition of an Application
Approval of an Application and Initial Authorization of Assistance
Denial of an Application
Client Cooperation
Emergency Assistance
Expedited Services

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section
121.19
121.20
121.21
121.22
121.23
121.24

Ending a Voluntary Quit Disqualification
Citizenship
Residence
Social Security Numbers
Work Registration/Participation Requirements
Individuals Exempt From Work Registration Requirements

121.25
121.26
121.27
121.28
121.29

Failure to Comply
Period of Disqualification
Voluntary Job Quit
Good Cause for Voluntary Job Quit
Exemptions from Voluntary Quit Rule

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section
121.30
121.31
121.32
121.33
121.34
121.40
121.41
121.50
121.51
121.52

Unearned Income
Exempt Unearned Income
Education Benefits
Unearned Income In-Kind
Lump Sum Payments and Income Tax Refunds
Earned Income
Budgeting Earned Income
Exempt Earned Income
Income from Work/Study/Training Programs
Earned Income from Roomer and Boarder

Section
121.53
121.54
121.55
121.57
121.58
121.59

Income From Rental Property
Earned Income In-Kind
Sponsors of Aliens
Assets
Exempt Assets
Asset Disregards

SUBPART D: ELIGIBILITY STANDARDS

Section
121.60
121.61
121.62
121.63
121.64

Net Monthly Income Eligibility Standards
Gross Monthly Income Eligibility Standards
Income Which Must Be Annualized
Deductions From Monthly Income
Coupon Allotment

SUBPART E: HOUSEHOLD CONCEPT

Section
121.70
121.71
121.72
121.73
121.74
121.75

Persons Who May Be Included in the Assistance Unit
Living Arrangement
Nonhousehold Members
Ineligible Household Members
Strikers
Students

SUBPART F: MISCELLANEOUS PROGRAM PROVISIONS

Section
121.80
121.81
121.82
121.83
121.84
121.85
121.90
121.91
121.92
121.93
121.94
121.95
121.96
121.97
121.98

121.120

Fraud Disqualification (Renumbered)
Initiation of Administrative Fraud Hearing (Repealed)
Definition of Fraud (Renumbered)
Notification To Applicant Households (Renumbered)
Disqualification Upon Finding of Fraud (Renumbered)
Court Imposed Disqualification (Renumbered)
Monthly Reporting and Retrospective Budgeting
Monthly Reporting
Retrospective Budgeting
Direct Mail Issuance of Food Stamp Coupons
Replacement of Food Stamp Coupons or ATP Documents
Restoration of Lost Benefits
Uses For Food Coupons
Supplemental Payments
Food Stamp Simplified Application Demonstration Project (Repealed)
Recertification of Eligibility

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

Section
121.130 Residents of Shelters for Battered Women and their Children
121.135 Incorporation By Reference
121.140 Small Group Living Arrangement Facilities and Drug/Alcoholic Treatment Centers

SUBPART G: INTENTIONAL VIOLATIONS OF THE PROGRAM

Section
121.150 Definition of Intentional Violations of the Program
121.151 Penalties for Intentional Violations of the Program
121.152 Notification To Applicant Households
121.153 Disqualification Upon Finding of Intentional Violation of the Program
121.154 Court Imposed Disqualification

SUBPART H: CLAIMS FOR OVERISSUANCES OF FOOD STAMP BENEFITS

Section
121.200 Types of Claims (Recodified)
121.201 Establishing a Claim for Intentional Violation of the Program (Recodified)
121.202 Establishing a Claim for Unintentional Household Errors and Administrative Errors (Recodified)
121.203 Collecting Claim Against Households (Recodified)
121.204 Failure to Respond to Initial Demand Letter (Recodified)
121.205 Methods of Repayment of Food Stamp Claims (Recodified)
121.206 Determination of Monthly Allotment Reductions (Recodified)
121.207 Failure to Make Payment in Accordance with Repayment Schedule (Recodified)
121.208 Suspension and Termination of Claims (Recodified)

AUTHORITY: Implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987 1989, ch. 23, pars. 12-4.4 through 12-4.6 and 12-3).

SOURCE: Adopted December 30, 1977; amended at 3 Ill. Reg. 5, p. 875 effective February 2, 1979; amended at 3 Ill. Reg. 31, p. 109, effective August 3, 1979; amended at 3 Ill. Reg. 33, p. 399 effective August 18, 1979; amended at 3 Ill. Reg. 41, p. 165, effective October 11, 1979; amended at 3 Ill. Reg. 42, p. 230, effective October 9, 1979; amended at 3 Ill. Reg. 44, p. 173, effective October 19, 1979; amended at 3 Ill. Reg. 46, p.

36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1; effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 3, p. 49, effective January 9, 1980; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 23, 1980; amended at 4 Ill. Reg. 10, p. 253, effective February 27, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; emergency amended at 4 Ill. Reg. 29, p. 294, effective July 8, 1980 for maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 17, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1131, effective January 16, 1981; amended at 5 Ill. Reg. 4586, effective April 15, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; peremptory amendment at 10062, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 12736, effective October 29, 1981; amended at 6 Ill. Reg. 1653, effective January 17, 1982; amended at 6 Ill. Reg. 2707, effective March 2, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10208, effective August 9, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 5715, effective May 1, 1983; amended at 7 Ill. Reg. 8118, effective June 24, 1983; peremptory amendment at 7 Ill. Reg. 12899, effective October 1, 1983; amended at 7 Ill. Reg. 13655, effective October 4, 1983; peremptory amendment at 7 Ill. Reg. 16067, effective November 18, 1983; amended at 7 Ill. Reg. 16169, effective November 22, 1983; amended at 8 Ill. Reg. 5673, effective April 18, 1984; amended at 8 Ill. Reg. 7249, effective May 16, 1984; peremptory amendment at 8 Ill. Reg. 10086, effective July 1, 1984; amended at 8 Ill. Reg. 13284, effective July 16, 1984; amended at 8 Ill. Reg. 17900, effective September 14, 1984; amended (by adding section being codified with no substantive change) at 8 Ill. Reg. 17898; peremptory amendment at 8 Ill. Reg. 19690, effective October 1, 1984; peremptory amendment at 8 Ill. Reg. 22145, effective November 1, 1984; amended at 9 Ill. Reg. 302, effective January 1, 1985; amended at 9 Ill. Reg. 6804, effective May 1, 1985; amended at 9 Ill. Reg. 8665, effective May 29, 1985; peremptory amendment at 9 Ill. Reg. 8898, effective July 1, 1985; amended at 9 Ill. Reg. 11334, effective July 8, 1985; amended at 9 Ill. Reg. 14334, effective September 6, 1985; peremptory amendment at 9 Ill. Reg. 15582, effective

NOTICE OF ADOPTED AMENDMENTS

October 1, 1985; amended at 9 Ill. Reg. 16889, effective October 16, 1985; amended at 9 Ill. Reg. 19726, effective December 9, 1985; amended at 10 Ill. Reg. 229, effective December 20, 1985; peremptory amendment at 10 Ill. Reg. 7387, effective April 21, 1986; peremptory amendment at 10 Ill. Reg. 7941, effective May 1, 1986; amended at 10 Ill. Reg. 14692, effective August 29, 1986; peremptory amendment at 10 Ill. Reg. 15714, effective October 1, 1986; Sections 121.200 thru 121.208 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; peremptory amendment at 11 Ill. Reg. 3761, effective February 11, 1987; emergency amendment at 11 Ill. Reg. 3754, effective February 13, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 9968, effective May 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 10269, effective May 22, 1987; amended at 11 Ill. Reg. 10621, effective May 25, 1987; peremptory amendment at 11 Ill. Reg. 11391, effective July 1, 1987; peremptory amendment at 11 Ill. Reg. 11855, effective June 30, 1987; emergency amendment at 11 Ill. Reg. 12043, effective July 6, 1987; amended at 11 Ill. Reg. 13635, effective August 1, 1987; amended at 11 Ill. Reg. 14022, effective August 10, 1987; emergency amendment at 11 Ill. Reg. 15261, effective September 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 15480, effective September 4, 1987; amended at 11 Ill. Reg. 15634, effective September 11, 1987; amended at 11 Ill. Reg. 18218, effective October 30, 1987; peremptory amendment at 11 Ill. Reg. 18374, effective October 30, 1987; amended at 12 Ill. Reg. 877, effective December 30, 1987; emergency amendment at 12 Ill. Reg. 1941, effective December 31, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 4204, effective February 5, 1988; amended at 12 Ill. Reg. 9678, effective May 23, 1988; amended at 12 Ill. Reg. 9922, effective June 1, 1988; amended at 12 Ill. Reg. 11463, effective June 30, 1988; amended at 12 Ill. Reg. 12824, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 14045, effective August 19, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 15704, effective October 1, 1988; peremptory amendment at 12 Ill. Reg. 16271, effective October 1, 1988; amended at 12 Ill. Reg. 20161, effective November 30, 1988; amended at 13 Ill. Reg. 3890, effective March 10, 1989; amended at 13 Ill. Reg. 13619, effective August 14, 1989; peremptory amendment at 13 Ill. Reg. 15859, effective October 1, 1989; amended at 14 Ill. Reg. 729, effective January 1, 1990; amended at 14 Ill. Reg. 6349, effective April 13, 1990; amended at 14 Ill. Reg. 13202, effective August 6, 1990.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

NOTICE OF ADOPTED AMENDMENTS

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section 121.23 Work Registration/Participation Requirements

- a) All non-exempt adults who are eligible members of a food stamp household, shall register for employment, participate in an employment and training program and accept suitable employment. Compliance with this requirement is a prerequisite to certification and program benefits shall not be granted conditionally prior to registration by non-exempt household members. However, under expedited services, the applicant must register but registration of other members may be postponed.
- b) All non-exempt individuals must register in the following circumstances:
 - 1) prior to initial certification;
 - 2) for new member, prior to addition to the case;
 - 3) once every twelve months; and
 - 4) when as a result of a change which the household is required to report, a member loses exempt status. (See 89 Ill. Adm. Code 102.50(c).)
- c) Registration with Project Chance for General Assistance (GA) purposes shall meet the Food Stamp work registration requirement for non-exempt City of Chicago GA/Food Stamp applicants and recipients.
- d) Registration with Project Chance for Aid to Families With Dependent Children (AFDC) purposes shall meet the food stamp work registration requirement.
- e) Registration with a Refugee Placement Agency or Illinois Job Service for Refugee Assistance/Food Stamp recipients shall meet the Food Stamp work registration requirements.
- f) Each household member who is required to register for employment is also required to:
 - 1) Participate in an employment and training program, if assigned by Project Chance in accordance with 89 Ill. Adm. Code 112.78;

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.23 Work Registration/Participation Requirements
(Cont'd.)

- 2) Respond to requests for supplemental information regarding employment status or availability for work;
- 3) Report to employers to whom referred;
- 4) Accept a bona fide offer of suitable employment (see Section 121.27(b) for a definition of "suitable employment"); and
- 5) Cooperate with comparable work requirements of Project Chance for GA and AFDC (See 89 Ill. Adm. Code 112.70 through 112.85 and 114.60 through 114.80, 114.85 and 114.120 through 114.130).

(Source: Amended at 14 Ill. Reg. 13202, effective August 6, 1990)

SUBPART D: ELIGIBILITY STANDARDS

Section 121.61 Gross Monthly Income Eligibility Standards

a) Gross Monthly Income Eligibility Standards

- 1) The gross income standards of eligibility shall be 130 percent of the nonfarm income poverty guidelines prescribed by the Office of Management and Budget (see 7 CFR 273.9(a)(1)(1986)). However, categorically eligible households and households containing a member who is elderly, blind or disabled will be exempt from this gross income check (see also 7 CFR 273.9(c) (1986)). To qualify for increased benefits a household must contain a member who meets one (1) of the following requirements:
 - A) A member is 60 years of age or older. An individual is considered age 60 in the fiscal month he/she becomes 60.
 - B) A member receives Supplemental Security Income (SSI) benefits under Title XVI of the Social Security Act, (this includes the household where the member is receiving SSI income pending a final decision from the

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.61 Gross Monthly Income Eligibility Standards
(Cont'd)

- C) Social Security Administration. This SSI income is being provided on a temporary or emergency basis), or
- D) A member receives Social Security disability or blindness benefits under Title II (RSDI) of the Social Security Act.
- E) A member receives State Supplemental Payment (SSP) due to blindness or disability. This does not include cases in PE status pending a determination of blindness or disability.

A veteran with a service connected disability rated or paid as totally disabled by the Veterans Administration (VA).

A veteran considered by the VA to be in need of regular aid and attendance or permanently housebound.

A veteran's surviving spouse who is considered in need of aid and attendance or considered permanently housebound by the Veterans Administration or a veteran's surviving child who is considered permanently incapable of self-support by the Veterans Administration.

A veteran's surviving spouse or child entitled to compensation for a service connected death or pension benefits for a non-service connected death from the Veterans Administration if the spouse or child also has a disability considered permanent under Social Security requirements.

A member receives federal, state, or local government disability pension and is considered permanently disabled under Social Security requirements.

A member receives Railroad Retirement disability benefits.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.61 Gross Monthly Income Eligibility Standards
(Cont'd)

K) A member receives an annuity payment from Railroad Retirement and is eligible for Medicare.

L) A member receives disability-related medical assistance benefits (Categories 92 and 93) under Title XIX (Medicaid) of the Social Security Act.

2) For those veterans, surviving spouses, or children mentioned in subsections (F) and (G) above, proof of receipt of VA disability benefits is sufficient verification of disability. For those veterans mentioned in subsection (E) above, a verified statement in writing from the VA that the individual is totally disabled must be provided. To verify disability for those individuals mentioned in subsection (H) above, the individual must provide a statement from the Social Security Administration or from a Physician of the Medical Practice Act of 1987 (Ill. Rev. Stat. 1987-1989, ch. 111, par. 4401-4400 - 1 et seq.), or a licensed or certified psychologist under the Clinical Psychologist Licensing Act (Ill. Rev. Stat. 1987-1989, ch. 111, par. 5301-5351 et seq.) that the individual suffers from one of the disabilities listed in the preamble to Section 221(i) of the Social Security Act (42 U.S.C. 421(i)) or if the disability is obvious, by observation of the caseworker (e.g., permanent loss of use of both hands).

b) Household Size Gross Income

One Person	\$ 648
Two Persons	869
Three Persons	1,090
Four Persons	1,311
Five Persons	1,532
Six Persons	1,753
Seven Persons	1,974
Eight Persons	2,195
Nine Persons	2,416
Ten Persons	2,637

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.61 Gross Monthly Income Eligibility Standards
(Cont'd)

Each Additional Member + 221

(Source: Amended at 14 Ill. Reg. 13202, effective August 6, 1990)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

1) The Heading of the Part: GENERAL ASSISTANCE2) Code Citation: 89 Ill. Adm. Code 1143) Section Numbers: Adopted Action:

114.85 New Section

4) Statutory Authority: Sections 6-8, 9-6 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, pars. 6-8, 9-6 and 12-13)5) Effective Date of Adopted Amendment: August 6, 19906) Does this rulemaking contain an automatic repeal date?
Yes ☐ No ☒7) Does this amendment contain incorporations by reference? No8) Date Filed in Agency's Principal Office: August 6, 19909) Notice of Proposal Published in Illinois Register:

May 11, 1990 (14 Ill. Reg. 7015)

10) Has JCAR issued a Statement of Objections to this rule? No11) Difference(s) between proposal and final version: Pursuant to JCAR's request, the Department changed the word "will" to "shall" in Section 114.85(b).12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes13) Will this Amendment replace an Emergency Amendment currently in effect? No14) Are there any Amendments pending on this Part? YesSection Numbers Proposed Action Illinois Register Citation114.9 Amendment February 23, 1990
(14 Ill. Reg. 2821)114.210 Amendment March 16, 1990
(14 Ill. Reg. 4070)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section Numbers Proposed Action Illinois Register Citation114.235 Amendment April 20, 1990
(14 Ill. Reg. 5713)114.241 Amendment April 20, 1990
(14 Ill. Reg. 5713)114.250 Amendment June 22, 1990
(14 Ill. Reg. 9815)114.251 Amendment March 16, 1990
(14 Ill. Reg. 4070)114.430 Amendment April 27, 1990
(14 Ill. Reg. 5945)114.450 Amendment April 13, 1990
(14 Ill. Reg. 5385)114.452 Amendment April 13, 1990
(14 Ill. Reg. 5385)114.454 Amendment April 13, 1990
(14 Ill. Reg. 5385)114.456 Amendment April 13, 1990
(14 Ill. Reg. 5385)114.458 Amendment April 13, 1990
(14 Ill. Reg. 5385)114.460 Amendment April 13, 1990
(14 Ill. Reg. 5385)114.462 Amendment April 13, 1990
(14 Ill. Reg. 5385)114.464 Amendment April 13, 1990
(14 Ill. Reg. 5385)114.466 Amendment April 13, 1990
(14 Ill. Reg. 5385)114.500 Amendment April 13, 1990
(14 Ill. Reg. 5385)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section Numbers	Proposed Action	Illinois Register Citation
114.502	Amendment	April 13, 1990 (14 Ill. Reg. 5385)
114.504	Amendment	April 13, 1990 (14 Ill. Reg. 5385)
114.506	Amendment	April 13, 1990 (14 Ill. Reg. 5385)
114.508	Amendment	April 13, 1990 (14 Ill. Reg. 5385)
114.510	Amendment	April 13, 1990 (14 Ill. Reg. 5385)
114.512	Amendment	April 13, 1990 (14 Ill. Reg. 5385)
114.514	Amendment	April 13, 1990 (14 Ill. Reg. 5385)
114.516	Amendment	April 13, 1990 (14 Ill. Reg. 5385)
114.518	Amendment	April 13, 1990 (14 Ill. Reg. 5385)

15) Summary and Purpose of Adopted Amendment: This rulemaking establishes an Illinois Department of Public Aid employment and training pilot program in East St. Louis Township for General Assistance recipients who receive Food Stamps. Interested parties should also see the proposed amendments to Section 121.23, also in this issue of the Illinois Register.

16) Information and questions regarding this Adopted Amendment shall be directed to:

Name: Melanie Post, Staff Attorney
Office of the General Counsel

Address: Illinois Department of Public Aid
Jesse B. Harris II Building
100 South Grand Avenue East, 3rd Floor
Springfield, Illinois 62762

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Telephone: (217) 782-1233

The full text of the Adopted Amendment begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 114

GENERAL ASSISTANCE

SUBPART A: GENERAL PROVISIONS

Description of the Assistance Program
Incorporation By Reference

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section
114.1
114.5

Section

114.9 Client Cooperation
114.10 Citizenship
114.20 Residence
114.30 Age
114.40 Relationship
114.50 Living Arrangement
114.52 Social Security Numbers
114.60 Work Registration Requirements
114.61 Individuals Exempt From Work Registration Requirements

114.62 Job Service Registration
114.63 Failure to Maintain Current Job Service Registration
114.64 Responsibility to Seek Employment
114.70 Initial Employment Expenses
114.80 Work and Training Programs
114.85 Downstate General Assistance - Food Stamps
114.90 Employment and Training Pilot Project
Project Chance Participation/Cooperation
Requirements (Renumbered)
114.100 General Assistance Jobs Program (Repealed)

SUBPART C: PROJECT ADVANCE

Section
114.108
114.109

Project Advance
Project Advance Participation Requirements of
Adjudicated Fathers
Project Advance Cooperation Requirements of
Adjudicated Fathers
114.110 Project Advance Sanctions
114.111 Project Advance Good Cause for Failure to Comply
114.113 Individuals Exempt From Project Advance
114.115 Project Advance Supportive Services
114.117

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

SUBPART D: PROJECT CHANGE

Section
114.120

Employment, Training, Rehabilitation, and Advocacy
for General Assistance Programs Administered by the
Illinois Department of Public Aid
Persons Required to Participate in Employment and
Training

114.121

Advocacy Program for Persons Who Have Applied for
Supplemental Security Income (SSI) Under Title XVI
of the Social Security Act

114.123

Persons in Need of Work Rehabilitative Services
(WRS) to Become Employable

114.124

Employment and Training Participation/Cooperation
Requirements

114.125

Employment and Training Program Orientation

114.126

Employment and Training Program Full Assessment
Process/Development of an Employment Plan

114.127

Employment and Training Program Components

114.128

Employment and Training Sanctions

114.129

Good Cause For Failure to Cooperate With Work and
Training Participation Requirements

114.130

Employment and Training Supportive Services

114.140

Employment Child Care

SUBPART E: FINANCIAL FACTORS OF ELIGIBILITY

Section
114.200
114.201
114.202

Unearned Income
Budgeting Unearned Income
Budgeting Unearned Income of Applicants Receiving
Income On Date of Application And/Or Date of Decision
Initial Receipt of Unearned Income
Termination of Unearned Income
Exempt Unearned Income

114.203

Education Benefits

114.204

Unearned Income In-Kind

114.210

Earmarked Income

114.221

Lump Sum Payments

114.222

Protected Income

114.223

Earned Income

114.224

Budgeting Earned Income

114.225

Budgeting Earned Income of Applicants Receiving

114.226

Income On Date of Application And/Or Date of Decision

114.227

Initial Employment

114.228

Termination of Employment

114.229

Exempt Earned Income

114.230

Recognized Employment Expenses

114.235

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section

114.240 Income From Work/Study/Training Program (Repealed)
 114.241 Earned Income From Self-Employment
 114.242 Earned Income From Roomer and Boarder
 114.243 Earned Income From Rental Property
 114.244 Earned Income In-Kind
 114.245 Payments from the Illinois Department of Children and Family Services
 114.246 Budgeting Earned Income For Contractual Employees
 114.247 Budgeting Earned Income For Non-contractual School Employees
 114.250 Assets
 114.251 Exempt Assets
 114.252 Asset Disregards
 114.260 Deferral of Consideration of Assets (Repealed)
 114.270 Property Transfers
 114.280 Supplemental Payments

SUBPART F: PAYMENT AMOUNTS

Section

114.350 Payment Levels for General Assistance
 114.351 Payment Levels in Group I Counties
 114.352 Payment Levels in Group II Counties
 114.353 Payment Levels in Group III Counties

SUBPART G: OTHER PROVISIONS

Section

114.400 Persons Who May Be Included In the Assistance Unit
 114.401 Eligibility of Strikers
 114.402 Special Needs Authorizations
 114.403 Institutional Status
 114.404 Retrospective Budgeting
 114.405 Budgeting Schedule
 114.420 Redetermination of Eligibility
 114.430 Six Month Extension of Medical Assistance Due to Increased Income From Employment

AUTHORITY: Implementing Article VI and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 6-1 et seq. and 12-13).

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041, effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982; amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982;

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; rules amended at 6 Ill. Reg. 13754, effective November 1, 1982; repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 7, 1983; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 9909, effective August 5, 1983; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 14747; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 16107; amended at 7 Ill. Reg. 16408, effective November 30, 1983; amended at 7 Ill. Reg. 16652, effective December 1, 1983; amended at 8 Ill. Reg. 243, effective December 27, 1983; amended at 8 Ill. Reg. 5233, effective April 9, 1984; amended at 8 Ill. Reg. 6764, effective April 27, 1984; amended at 8 Ill. Reg. 11435, effective June 27, 1984; amended at 8 Ill. Reg. 13319, effective July 16, 1984; amended at 8 Ill. Reg. 16237, effective August 24, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17896; amended at 9 Ill. Reg. 314, effective January 1, 1985; emergency amendment at 9 Ill. Reg. 823, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9557, effective June 5, 1985; amended at 9 Ill. Reg. 10764, effective July 5, 1985; amended at 9 Ill. Reg. 15800, effective October 16, 1985; amended at 10 Ill. Reg. 1924, effective January 17, 1986; amended at 10 Ill. Reg. 3660, effective January 30, 1986; emergency amendment at 10 Ill. Reg. 4646, effective February 3, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 4896, effective March 7, 1986; amended at 10 Ill. Reg. 10681, effective June 3, 1986; amended at 10 Ill. Reg. 11041, effective June 5, 1986; amended at 10 Ill. Reg. 12662, effective July 14, 1986; amended at 10 Ill. Reg. 15118, effective September 5, 1986; amended at 10 Ill. Reg. 15640, effective September 19, 1986; amended at 10 Ill. Reg. 19079, effective October 24, 1986; amended at 11 Ill. Reg. 2307, effective January 16, 1987; amended at 11 Ill. Reg. 5297, effective March 11, 1987; amended at 11 Ill. Reg. 6238, effective March 20, 1987; emergency amendment at 11 Ill. Reg. 12449, effective July 10, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 12948, effective August 1, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 18311, effective November 1, 1987, for a maximum of 150

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

days; amended at 11 Ill. Reg. 18689, effective November 1, 1987; emergency amendment at 11 Ill. Reg. 18791, effective November 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20129, effective December 4, 1987; amended at 11 Ill. Reg. 20889, effective December 14, 1987; amended at 12 Ill. Reg. 889, effective January 1, 1988; SUBPARTS C, D and E reclassified to SUBPARTS E, F and G at 12 Ill. Reg. 2147; Section 114.110 reclassified to Section 114.52 at 12 Ill. Reg. 2984; amended at 12 Ill. Reg. 3505, effective January 22, 1988; amended at 12 Ill. Reg. 6170, effective March 18, 1988; amended at 12 Ill. Reg. 6719, effective March 22, 1988; amended at 12 Ill. Reg. 9108, effective May 20, 1988; amended at 12 Ill. Reg. 9699, effective May 24, 1988; amended at 12 Ill. Reg. 9940, effective May 31, 1988; amended at 12 Ill. Reg. 11474, effective June 30, 1988; amended at 12 Ill. Reg. 14255, effective August 30, 1988; emergency amendment at 12 Ill. Reg. 14364, effective September 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16729, effective September 30, 1988; amended at 12 Ill. Reg. 20171, effective November 28, 1988; amended at 13 Ill. Reg. 89, effective January 1, 1989; amended at 13 Ill. Reg. 1546, effective January 20, 1989; amended at 13 Ill. Reg. 3900, effective March 10, 1989; amended at 13 Ill. Reg. 8580, effective May 20, 1989; emergency amendment at 13 Ill. Reg. 16169, effective October 2, 1989 for a maximum of 150 days; emergency expired March 1, 1990; amended at 13 Ill. Reg. 16015, effective October 6, 1989; amended at 14 Ill. Reg. 746, effective January 1, 1990; amended at 14 Ill. Reg. 3640, effective February 23, 1990; amended at 14 Ill. Reg. 6360, effective April 16, 1990; amended at 14 Ill. Reg. 10929, effective June 20, 1990; amended at 14 Ill. Reg. 13215, effective August 6, 1990.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

- 114.85 Downstate General Assistance - Food Stamps Employment and Training Pilot Project
- a) The Department shall establish an employment and training pilot project in East St. Louis Township in St. Clair County for General Assistance recipients who receive Food Stamps.
- b) The project shall maintain a maximum of 500 non-exempt and voluntary individuals at any period during the duration of the project. Individuals determined by

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

114.85 Downstate General Assistance - Food Stamps Employment and Training Pilot Project (Cont'd.)

Project Chance staff who will most benefit from the project will be selected based on the individual's employability assessment of skills, proficiencies and deficiencies, education level, work history, employment goals, interests, aptitudes, and employment preferences as well as factors affecting employability or ability to meet participation requirements (e.g., health, physical or mental limitations).

c) Individuals participating in this project are subject to Sections 114.121 and 114.124 through 114.130 (City of Chicago General Assistance - Food Stamps Project Chance Program) with the following exceptions:

1) Section 114.123 (Work Rehabilitative Services (WRS)) referenced in Section 114.121(e) is not applicable. The following applies:

A) Individuals who are participating and cooperating in a rehabilitative program to assist them in overcoming drug and alcohol related barriers to employment shall be referred to existing Drug or Alcohol Abuse programs in the community when the Department determines that drug and alcohol abuse is raising a substantial barrier to the client's ability to participate in employment and training programs. (A substantial barrier in this case shall include but is not limited to skills deficiencies, education level, work history, and employment goals). However, the client may also voluntarily participate and cooperate in employment or training programs to the extent such participation does not interfere with treatment under the rehabilitation program.

B) Individuals who are mentally incapacitated shall be referred to existing public and private social service agencies, such as the Department of Mental Health and Developmental Disabilities, when the Department determines that such mental

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

114.85 Downstate General Assistance - Food Stamps Employment and Training Pilot Project (Cont'd.)

incapacity raises a substantial barrier to the client's ability to participate in employment and training programs. (A substantial barrier in this case shall include but is not limited to skills deficiencies, education level, work history, and employment goals). However, the client may also voluntarily participate and cooperate in employment and training programs to the extent such participation does not interfere with treatment under the rehabilitation program.

2) Section 114.122 (SSI Advocacy Program) and 114.123 (Work Rehabilitative Services) referenced in Section 114.124(c)(2)(E)(v) are not applicable. Good faith effort exists when the client's job search performance indicates that he be placed into a different Project Chance component, apply for SSI, or is in need of rehabilitation services due to a mental or substance abuse disorder.

3) The Work Rehabilitative Services (WRS) program referenced in Section 114.129(a)(11) is not applicable. Good cause for not complying with employment and training participation requirements exists when the individual fails to cooperate due to symptoms of conditions for which the client has been referred to existing rehabilitation services in the community.

4) The Work Rehabilitative Service (WRS) component and SSI Advocacy referenced in Section 114.129(a)(15) are not applicable. Good cause exists when the individual fails to cooperate because it is determined that the client should be in a different Project Chance component, be in an existing rehabilitation program in the community, or apply for SSI.

(Source: Added at 14 Ill. Reg. 13215, effective August 6, 1990)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

1) The Heading of the Part: MEDICAL ASSISTANCE PROGRAMS2) Code Citation: 89 Ill. Adm. Code 1203) Section Numbers: Adopted Action:

120.11] Amendment
120.31] Amendment
120.60] Amendment
120.64] Amendment
120.208] Amendment
120.308] Amendment
120.370] Amendment
120.390] Amendment
120.391] Amendment

4) Statutory Authority:

89 Ill. Adm. Code 120.11 thru 120.391

Sections 5-2, 5-4 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-2, 5-4 and 12-13)

89 Ill. Adm. Code 120.208 and 120.308

Sections 5-4, 7-1, 7-2, 11-15 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-4, 7-1, 7-2, 11-15 and 12-13)

89 Ill. Adm. Code 120.370

Sections 5-4 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-4 and 12-13)

5) Effective Date of Adopted Amendments: August 6, 19906) Does this rulemaking contain an automatic repeal date?
Yes ☐ No ☒7) Do these Adopted Amendment contain incorporations by reference? No8) Date Filed in Agency's Principal Office: August 6, 19909) Notices of Proposal Published in Illinois Register:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

89 Ill. Adm. Code 120.11 thru 120.391

April 20, 1990 (14 Ill. Reg. 5724)

89 Ill. Adm. Code 120.208 and 120.308

February 23, 1990 (14 Ill. Reg. 2831)

89 Ill. Adm. Code 120.370

April 27, 1990 (14 Ill. Reg. 5954)

10) Has JCAR issued a Statement of Objections to these Adopted Amendments?

89 Ill. Adm. Code 120.11 thru 120.391

No objections issued.

89 Ill. Adm. Code 120.208 and 120.308 - Yes

A) Statement of Objection: Aug. 10, 1990 (14 Ill. Reg. 13011)B) Agency Response: Aug. 17, 1990 (14 Ill. Reg. 13363)C) Date Agency Response Submitted for Approval to JCAR: August 2, 1990

89 Ill. Adm. Code 120.370 - Yes

A) Statement of Objection: Aug. 10, 1990 (14 Ill. Reg. 13022)B) Agency Response: Aug. 17, 1990 (14 Ill. Reg. 13363)C) Date Agency Response Submitted for Approval to JCAR: August 2, 199011) Differences between proposal and final version:

89 Ill. 120.11 thru 120.391

Based on comments received from the Administrative Code Division, the following changes were made to this rulemaking:

- 1) in Sections 120.11(a)(1), and 120.31(a) and 120.391(c), the phrase "(subsections 1902(a)(10)(A)(i) and 1905(n) of the Social Security Act)" is changed to

- "(Social Security Act (42 U.S.C. 1902(a)(10)(A)(i) and 1905(N)))";
- 2) at line 5 of Section 120.11(a)(4), the phrase "for medical assistance" is added after the word "ineligible";
- 3) at line 2 of Section 120.11(b)(4)(c), a close parenthesis is added after the number "120.382";
- 4) at line 6 of Section 120.60, the word "infant is changed to "children" and at line 7, the word "one" is changed to "six"; and
- 5) at line 5 of Section 120.391, the word "Sections" is changed to "89 Ill. Adm. Code".

89 Ill. Adm. Code 120.208 and 120.308

Based on comments received from the Joint Committee on Administrative Rules, the following changes were made to these amendments:

- 1) at line 1 of each subsection (d), the words "are to" are changed to "shall";
- 2) at line 8 of each subsection (e), the word "must" is changed to "shall";
- 3) at lines 10, 17 and 19 of each subsection (f), the words "will" and "must" are changed to "shall";
- 4) at line 1 of each subsection (f) (3), after the word "extension", the phrase "either verbally or in writing, "is inserted; and
- 5) at line 4 of each subsection (f) (3), immediately before the comma, the phrase "such as a copy of the request that was sent to the third party" is inserted.

89 Ill. Adm. Code 112.370

Based on comments received from the Joint Committee on Administrative Rules, the following changes were made to this rulemaking:

- 1) at line 2 of subsection (b)(1), before the word "gross" the word "the" is inserted;

- 2) at lines 3 and 5 of subsection (b)(2), the word "reasonable" is deleted; and
- 3) former subsection (e) is relabelled "(d)(4) Child Care"; and a new subsection (d)(4)(B) is added. The new subsection reads as follows:
- "B) The child care deduction is not allowed when the child care provider is a responsible relative (see 89 Ill. Adm. Code 103.10(b)) of the child receiving care."

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

- 13) Will these Adopted Amendments replace Emergency Amendments currently in effect? No

- 14) Are there any Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
120.61	Amendment	May 25, 1990 (14 Ill. Reg. 7821)
120.335	Amendment	June 15, 1990 (14 Ill. Reg. 9343)

- 15) Summary and Purpose of Adopted Amendments:

89 Ill. Adm. Code 120.11 thru 120.391

This rulemaking implements Section 6401 of the Omnibus Budget Reconciliation Act of 1989 (42 U.S.C. 1396a) which mandates expansion of the Medicaid Program for pregnant women and for children under age six (6). The Department must provide medicaid coverage to pregnant women and to children under age six (6) with income up to 133% of the Federal poverty level. Current policy provides medicaid coverage to pregnant women and to children under age one (1) year with income up to 100% of the Federal poverty level.

89 Ill. Adm. Code 120.208 and 120.308

This rulemaking places into the rules specific timeframes for the return of information necessary to determine an individual's eligibility for medical assistance.

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

89 Ill. Adm. Code 120.370

This rulemaking implements Section 402 of the Family Support Act (P.L. 100-435). Specifically, this rulemaking: (1) increases the standard work expense from \$75.00 to \$90.00; and (2) increases the limit on dependent child care from \$160.00 to \$175.00 for children age two and above and to \$200.00 for children under age two.

16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Anita Williams, Staff Attorney
Office of the General Counsel

Address: Illinois Department of Public Aid
Jesse B. Harris Building II
100 South Grand Avenue East, 3rd Floor
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Adopted Amendments begins on the next page:

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 120
MEDICAL ASSISTANCE PROGRAMS

SUBPART A: GENERAL PROVISIONS

Section
120.1 Incorporation By Reference

SUBPART B: ASSISTANCE STANDARDS

Section
120.10 Eligibility For Medical Assistance
120.11 Eligibility For Medical Assistance For Pregnant Women and Infants-Children Under Age One-Year-Six Who Do Not Qualify As Mandatory Categorically Needy MANG(AABD) Income Standard
120.20 MANG(C) Income Standard
120.30 MANG(P) Income Standard
120.31 Exceptions To Use Of MANG Income Standard
120.40 AMI Income Standard
120.50

SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

Section
120.60 All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and Infants-Children Under Age One-Year-Six Who Do Not Qualify As Mandatory Categorically Needy
120.61 Cases in Intermediate Care, Skilled Nursing Care and DMHDD - MANG(AABD)
120.62 Department of Mental Health and Developmental Disabilities (DMHDD) Approved Home and Community Based Residential Settings Under 89 Ill. Adm. Code 140.643
120.63 Department of Mental Health and Developmental Disabilities (DMHDD) Approved Home and Community Based Residential Settings
120.64 Pregnant Women and Infants-Children Under Age One-Year-Six Years Who Do Not Qualify As Mandatory Categorically Needy

NOTICE OF ADOPTED AMENDMENTS

SUBPART D: SUPPLEMENTARY MEDICAL INSURANCE

Section
120.70
Supplementary Medical Insurance Benefits, Buy-In Program
120.72
Eligibility for Medicare Cost Sharing as a Qualified Medicare Beneficiary (QMB)
120.74
Qualified Medicare Beneficiary (QMB) Income Standard
120.76
Hospital Insurance Benefits (HIB)

SUBPART E: RECIPIENT RESTRICTION PROGRAM

Section
120.80
Recipient Restriction Program

SUBPART F: MIGRANT MEDICAL PROGRAM

Section
120.90
Migrant Medical Program
120.91
Income Standards

SUBPART G: AID TO THE MEDICALLY INDIGENT

Section
120.208
Client Cooperation
120.210
Citizenship
120.211
Residence
120.212
Age
120.215
Relationship
120.216
Living Arrangement
120.217
Supplemental Payments
120.218
Institutional Status
120.224
Foster Care Program
120.225
Social Security Numbers
120.230
Unearned Income
120.235
Exempt Unearned Income
120.236
Education Benefits
120.240
Unearned Income In-Kind
120.245
Earmarked Income
120.250
Lump Sum Payments and Income Tax Refunds
120.255
Protected Income
120.260
Earned Income
120.261
Budgeting Earned Income
120.262
Exempt Earned Income
120.270
Recognized Employment Expenses
120.271
Income From Work/Study/Training Program
120.272
Earned Income From Self-Employment
120.273
Earned Income From Roomer and Boarder

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section
120.275
Earned Income In-Kind
120.276
Payments from the Illinois Department of Children and Family Services
120.280
Assets
120.281
Exempt Assets
120.282
Asset Disregards
120.283
Deferral of Consideration of Assets
120.284
Spend-down of Assets (AMI)
120.285
Property Transfers
120.290
Persons Who May Be Included in the Assistance Unit
120.295
Payment Levels for AMI

SUBPART H: MEDICAL ASSISTANCE - NO GRANT

Section
120.308
Client Cooperation
120.309
Caretaker Relative
120.310
Citizenship
120.311
Residence
120.312
Age
120.313
Blind
120.314
Disabled
120.315
Relationship
120.316
Living Arrangements
120.317
Supplemental Payments
120.318
Institutional Status
120.319
Assignment of Rights to Medical Support and Collection of Payment

Section
120.320
Cooperation in Establishing Paternity and Obtaining Medical Support
120.321
Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support
120.322
Proof of Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support
120.323
Suspension of Paternity Establishment and Obtaining Medical Support Upon Finding Good Cause
120.324
Foster Care Program
120.325
Social Security Numbers
120.330
Unearned Income
120.332
Budgeting Unearned Income
120.335
Exempt Unearned Income
120.336
Education Benefits
120.338
Incentive Allowance
120.340
Unearned Income In-Kind
120.342
Court Ordered Child Support Payments of Parent/Step-Parent
120.345
Earmarked Income

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section
 120.346 Medicaid Qualifying Trusts
 120.350 Lump Sum Payments and Income Tax Refunds
 120.355 Protected Income
 120.360 Earned Income
 120.361 Budgeting Earned Income
 120.362 Exempt Earned Income
 120.364 Earned Income Exemption
 120.366 Exclusion From Earned Income Exemption
 120.370 Recognized Employment Expenses
 120.371 Income From Work/Study/Training Programs
 120.372 Earned Income From Self-Employment
 120.373 Earned Income From Roomer and Boarder
 120.375 Earned Income In Kind
 120.376 Payments from the Illinois Department of Children and Family Services
 120.379 Assessment of Assets
 120.380 Assets
 120.381 Exempt Assets
 120.382 Asset Disregard
 120.383 Deferral of Consideration of Assets
 120.384 Spend-down of Assets (MANG)
 120.385 Property Transfers for Applications Filed Prior to October 1, 1989
 120.386 Property Transfers Effective for Applications Filed on or After October 1, 1989
 120.390 Persons Who May Be Included in the Assistance Unit
 120.391 Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG and Infants-Children Under Age One-Year-Six
 120.392 Pregnant Women Who Would Not Be Eligible For AFDC/AFDC-MANG If The Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy
 120.393 Pregnant Women And Children Under Age Eight Years Who Do Not Qualify As Mandatory Categorically Needy Demonstration Project.
 120.395 Payment Levels for MANG
 120.399 Redetermination of Eligibility

AUTHORITY: Implementing Articles III, IV, V, VI and VII and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987-1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq. and 12-13).

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 6082; amended at 7 Ill. Reg. 8256, effective July 1, 1983; amended at 7 Ill. Reg. 8264, effective July 5, 1983; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 14747; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 16108; amended at 8 Ill. Reg. 5253, effective April 9, 1984; amended at 8 Ill. Reg. 6770, effective April 27, 1984; amended at 8 Ill. Reg. 13328, effective July 16, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17897; amended at 8 Ill. Reg. 18903, effective September 26, 1984; peremptory amendment at 8 Ill. Reg. 18903, effective October 3, 1984; amended at 8 Ill. Reg. 20706, effective December 12, 1984; emergency amendment at 9 Ill. Reg. 830, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 4515, effective March 25, 1985; amended at 9 Ill. Reg. 5346, effective April 11, 1985; amended at 9 Ill. Reg. 7153, effective May 6, 1985; amended at 9 Ill. Reg. 11346, effective July 8, 1985; amended at 9 Ill. Reg. 12298, effective July 25, 1985; amended at 9 Ill. Reg. 12823, effective August 9, 1985; amended at 9 Ill. Reg. 15903, effective October 4, 1985; amended at 9 Ill. Reg. 16300, effective October 10, 1985; amended at 9 Ill. Reg. 16906, effective October 18, 1985; amended at 10 Ill. Reg. 1192, effective January 10, 1986; amended at 10 Ill. Reg. 3033, effective January 23, 1986; amended at 10 Ill. Reg. 4907, effective March 7, 1986; amended at 10 Ill. Reg. 6966, effective April 16, 1986; amended at 10 Ill. Reg. 10688, effective June 3, 1986; amended at 10 Ill. Reg. 12672, effective July 14, 1986; amended at 10 Ill. Reg. 15649, effective September 19, 1986; amended at 11 Ill. Reg. 3992, effective February 23, 1987; amended at 11 Ill. Reg. 7652, effective April 15, 1987; amended at 11 Ill. Reg. 8735, effective April 20, 1987; emergency amendment at 11 Ill. Reg. 12458, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 14034, effective August 14, 1987; amended at 11 Ill. Reg. 14763, effective August 26, 1987;

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

amended at 11 Ill. Reg. 20142, effective January 1, 1988; amended at 11 Ill. Reg. 20898, effective December 14, 1987; amended at 12 Ill. Reg. 904, effective January 1, 1988; amended at 12 Ill. Reg. 3516, effective January 22, 1988; amended at 12 Ill. Reg. 6234, effective March 22, 1988; amended at 12 Ill. Reg. 8672, effective May 13, 1988; amended at 12 Ill. Reg. 9132, effective May 20, 1988; amended at 12 Ill. Reg. 11483, effective June 30, 1988; emergency amendment at 12 Ill. Reg. 11632, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 11839, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 17867, effective October 30, 1988; amended at 12 Ill. Reg. 19704, effective November 15, 1988; amended at 13 Ill. Reg. 20188, effective November 23, 1988; amended at 13 Ill. Reg. 116, effective January 1, 1989; amended at 13 Ill. Reg. 2081, effective February 3, 1989; amended at 13 Ill. Reg. 3908, effective March 10, 1989; emergency amendment at 13 Ill. Reg. 11929, effective June 27, 1989, for a maximum of 150 days; emergency expired November 25, 1989; emergency amendment at 13 Ill. Reg. 12137, effective July 1, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 15404, effective October 6, 1989; emergency amendment at 13 Ill. Reg. 16586, effective October 2, 1990; amended at 13 Ill. Reg. 17483, effective October 31, 1989; amended at 13 Ill. Reg. 17838, effective November 8, 1989; amended at 13 Ill. Reg. 18872, effective November 17, 1989; amended at 14 Ill. Reg. 760, effective January 1, 1990; emergency amendment at 14 Ill. Reg. 1494, effective January 2, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 4233, effective March 5, 1990; emergency amendment at 14 Ill. Reg. 5839, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 6372, effective April 16, 1990; amended at 14 Ill. Reg. 7637, effective May 10, 1990; amended at 14 Ill. Reg. 10396, effective June 20, 1990; amended at 14 Ill. Reg. 13227, effective August 6, 1990.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

SUBPART B: ASSISTANCE STANDARDS

Section 120.11

Eligibility For Medical Assistance For Pregnant Women and ~~Infants~~ Children Under Age ~~One-Year Six~~ Who Do Not Qualify As Mandatory Categorically Needy

a) Pregnant Women who do not qualify as Mandatory Categorically Needy

- 1) Eligibility for medical assistance exists for a pregnant woman of any age who does not qualify as mandatory categorically needy ~~(Subsections 1902(a)(10)(A)(i) and 1905(n) of the Social Security Act (U.S.C. 1902(a)(10)(A)(i) and 1905(n))~~;

A) who meets the non-financial requirements of the program in Section 120.211;

B) whose countable assets do not exceed the MANG(P) asset disregard amount (see Section 120.382); and

C) whose countable monthly income exceeds the ~~MANG(C) or MANG(AABD) income standards (see Sections 120.20 and 120.30) but does not exceed the MANG(P) Income Standard (see Section 120.31).~~

- 2) The pregnant woman shall be eligible to receive medical assistance until sixty (60) days following the last day of pregnancy. The sixty (60) day medical coverage continues through the last day of the calendar month in which the sixty (60) days period ends. The sixty (60) days medical coverage period shall be provided for all pregnant women determined eligible for medical assistance under subsection (a)(1) above including pregnant women who are no longer pregnant at the time of application because the woman had a miscarriage or an abortion or signed an adoption agreement.

- 3) When a pregnant woman is determined eligible for medical assistance under (a)(1) above, income changes occurring after the eligibility determination are not considered through the 60

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.11

Eligibility For Medical Assistance For Pregnant Women and ~~Infants~~ Children Under Age ~~One-Year Six~~ Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

day postpartum period following the last day of pregnancy.

- 4) If countable assets exceed the MANG(P) asset disregard amount (see Section 120.382) after the case is determined eligible under subsection (a)(1) above, the pregnant woman is ineligible for medical assistance.

b) ~~Infants~~ Children under age ~~one~~ six who do not qualify as Mandatory Categorically Needy

- 1) Eligibility for medical assistance exists for ~~an~~ ~~infant~~ children under age ~~one-11~~-year six (6) who do not qualify as mandatory categorically needy ~~(Subsections 1902(a)(10)(A)(i) and 1905(n) of the Social Security Act (U.S.C. 1902(a)(10)(A)(i) and 1905(n))~~;

A) who meets the non-financial requirements of the program in Section 120.211;

B) whose countable assets do not exceed the MANG(P) asset disregard amount (see Section 120.382); and

C) whose countable monthly income exceeds the MANG(C) or MANG(AABD) income standards (Sections 120.20 and 120.30) but does not exceed the MANG(P) income standard (see Section 120.31).

- 2) ~~The~~-~~infant~~ Children under age six (6) shall be eligible to receive medical assistance under subsection (b)(1) above

A) only from the date of birth for up to age six (6) ~~one-11~~-year, or;

B) up to age six (6) if an application is approved for medical assistance; or

B+C) until countable assets exceed the MANG(P)

NOTICE OF ADOPTED AMENDMENTS

Section 120.11

Eligibility For Medical Assistance For Pregnant Women and Infants Children Under Age One-year Six Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

asset disregarded amount (see Section 120.382), or;

E) until countable monthly income exceeds the MANG(P) income standard (see Section 120.31), whichever comes first.

3) When the Department becomes aware of the birth of a child(ren) to a woman determined eligible under subsection (a)(1) above, the child shall be deemed to have applied for medical assistance under subsection (b)(1) above, without written request. The infant(s) child(ren) shall be eligible to receive medical assistance for the same period of time the mother is receiving medical assistance.

4) When the infant's child's mother becomes ineligible for medical assistance under subsection (a) above, the infant retains eligibility for medical assistance until

A) up to age one (1) year, or;

B) up to age six (6) if an application is approved for medical assistance; or

B) countable assets exceed the MANG(P) asset disregarded amount (see Section 120.382), or;

E) countable monthly income exceeds the MANG(P) income standard (see Section 120.31), whichever comes first.

B) if an application is later approved for financial assistance, the infant child is ineligible for medical assistance under this subsection.

5) When an infant a child is determined eligible for medical assistance under this subsection and there is a change in income which causes countable monthly income to exceed the MANG(P)

NOTICE OF ADOPTED AMENDMENTS

Section 120.11

Eligibility For Medical Assistance For Pregnant Women and Infants Children Under Age One-year Six Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

income standard (see Section 120.31), the infant child is ineligible for medical assistance under this subsection. Countable income must then be compared to the MANG(C) or MANG(AABD) income standard (see Section 120.20, 120.30) to determine the spend-down amount, if any.

(Source: Amended at 14 Ill. Reg. 13227, effective August 6, 1990)

Section 120.31

MANG(P) Income Standard

Number	Countable	Number	Countable
in	Monthly	in	Monthly
Family	Income	Family	Income
1	\$-498	5	\$1178
2	668	6	1348
3	838	7	1518
4	1008	8	1688

a) When the number in the household unit exceeds the number provided above, add \$170 for each additional person -- if the household's countable monthly income exceeds the MANG(P) standard, eligibility for MANG(P) does not exist.

b) MANG(P) is available to pregnant women and infants children under age one (1) year six (6) who do not qualify as mandatory categorically needy (Subsection 1902(a)(10)(A)(i) and 1905(a) of the (Social Security Act (U.S.C. 1902(a)(10)(A)(i) and 1905(n))) whose non-exempt countable income exceeds the AFDC-MAG(C)-income standard (Section 120.30) but does not exceed the MANG(P) income standard. The MANG(P) income standard shall be 133% exceed the MANG(C)-income standard but shall not exceed 100% of the current Federal Poverty Level Income Guidelines, as published annually in the Federal Register. If the household's

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.31 MANG(P) Income Standard (Cont'd)

countable monthly income exceeds the MANG(P) standard, eligibility for MANG(P) does not exist.

e+p) MANG(P) is available for a pregnant woman, of any age, who meets the asset standard and countable monthly income for the household does not exceed the MANG(P) income standard. If the pregnant woman is married and her spouse lives with her or if she has dependent children age ~~one~~ six (6) or older, her pregnancy does not make her spouse ~~and/or~~ dependent children age ~~one~~ six (6) or older eligible for MANG(P). The pregnant woman and her spouse's income are combined and compared to the MANG(P) standard for the number of persons in the family even though only the pregnant woman is eligible to receive MANG(P). An unborn child is counted as a family member.

e+c) MANG(P) is available for ~~infants~~ children up to age ~~one-~~11~~-year~~ six (6) who meet the MANG(P) asset standard and countable monthly income for the household does not exceed the MANG(P) income standard.

e+d) When financial eligibility for MANG(P) is being determined for ~~an-~~infant~~~~ a child under age ~~one-~~11~~-year~~ six (6) only, the household's income is combined and compared to the MANG(P) income standard for the family size, including unborn children.

f+e) When financial eligibility for MANG(P) is being determined for a pregnant woman who meets the requirements for MANG(P), income is considered in the following manner:

1) Income is considered for the month of application. When eligibility exists for the month of application, MANG(P) coverage is authorized beginning with the month of application. Income changes occurring after the month of application are not considered through the 60 day period following the last day of pregnancy.

2) Income is considered for the month following the month of application when the pregnant woman is income ineligible for the month of application. If eligibility exists for the month following the

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.31 MANG(P) Income Standard (Cont'd)

month of application, MANG(P) coverage is authorized beginning with the month following the month of application. Income changes occurring after the month following the month of application are not considered through the 60 day period following the last day of pregnancy.

3) When the case is income ineligible for the month of application and the month following the month of application, financial eligibility is determined under Sections 120.10 and 120.60.

4) When determining income eligibility for a backdated month (up to three months before the month of application), the ~~case-client~~ is eligible for medical coverage ~~for each~~ beginning with the month income is at or below the MANG(P) Income Standard. Income changes occurring after the month of authorization are not considered through the 60 day period following the last day of pregnancy.

(Source: Amended at 14 Ill. Reg. 13227, effective August 6, 1990)

SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

Section 120.60 All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and ~~Infants~~ Children Under Age ~~One~~ Six (6) Who Do Not Qualify As Mandatory Categorically Needy

The following subsections apply to all cases other than those receiving care in Licensed Intermediate Care Facilities, Licensed Skilled Nursing Care Facilities, Department of Mental Health and Developmental Disabilities (DMHDD) Facilities, or DMHDD approved community based residential settings under 89 Ill. Adm. Code 140.643 or pregnant women and ~~infants~~-children under age ~~one-year~~-six who do not qualify as mandatory categorically needy.

a) The eligibility period for MANG (AABD) and MANG(C) is one (1) month. The eligibility period shall begin with:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.60 All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and ~~Infants~~ Children Under Age ~~One~~ Six (6) Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

- 1) the first day of the month of application, or
 - 2) the first day of any month prior to the month of application that the client meets non-financial eligibility requirements up to three months prior to the month of application, if the client so desires, or
 - 3) the first day of a month after the month of application that the client meets non-financial eligibility requirements.
- b) The eligibility period for AMI is six (6) months. The eligibility period shall begin with:
- 1) the first day of the month of application, or
 - 2) the first day of the month prior to the month of application, if the client meets non-financial eligibility requirements and if the client so desires, or
 - 3) the first day of a month after the month of application that the client meets non-financial eligibility requirements.
- c) Eligibility Without Spend-down for MANG (AABD), MANG(C) and AMI
- 1) If the client's nonexempt income (Sections 120.220, 120.227, 120.325, and 120.342) available during the eligibility period is equal to or below the applicable MANG or AMI Standard (Sections 120.20 and 120.50), and non-exempt assets are not in excess of the applicable asset disregard (Sections 120.282 and 120.382) the client is eligible for Medical Assistance from the first day of the eligibility period. Covered services received during the entire eligibility period will be paid for by the Department.
 - 2) The client is responsible to report any changes

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.60 All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and ~~Infants~~ Children Under Age ~~One~~ Six (6) Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

- that occur during the eligibility period which might affect eligibility for Medical Assistance. If changes occur, appropriate action shall be taken by the Department, including termination of eligibility for Medical Assistance. If changes in income, assets or family composition occur which would make the client a spend-down case, a spend-down obligation will be determined and the subsections in (d) below will apply.
- 3) For MANG(C) and MANG(AABD), a full redetermination of eligibility will be made every twelve (12) months. For AMI, clients wishing continued Medical Assistance after the six (6) month eligibility period must reapply for Medical Assistance.
 - d) Eligibility with Spend-down for MANG (AABD), MANG(C), and AMI
 - 1) If the client's nonexempt income available during the applicable eligibility period is greater than the applicable MANG or AMI Standard and/or non-exempt assets are over the applicable asset disregard, the client must meet the spend-down obligation determined for the eligibility period before becoming eligible to receive Medical Assistance. The spend-down obligation is the sum of the amount by which the client's non-exempt income exceeds the MANG or AMI Standard and the amount of non-exempt assets in excess of the applicable asset disregard.
 - 2) The client meets the spend-down obligation by incurring or paying for medical expenses in an amount equal to the spend-down obligation.
 - A) Medical expenses shall be applied to the spend-down obligation in chronological order.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.60 All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and ~~Infants~~ Children Under Age ~~One~~ Six (6) Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

B) Medical expenses incurred prior to the eligibility period may be considered for purposes of spend-down to the extent that the client makes payments on them during the eligibility period or to the extent the medical bills remain the responsibility of the client.

3) After application for Medical Assistance, the client will be notified in writing of the spend-down obligation. The client will also be notified of the six-month enrollment period, the time in which no new application is necessary. When proof of incurred medical expenses equal to the spend-down obligation is provided to the local office, eligibility for Medical Assistance shall begin effective the first day that the spend-down obligation is met. Covered services received from that date until the end of the eligibility period will be paid for by the Department. The client shall be responsible directly to the provider for payment for services provided prior to the time client meets the spend-down obligation.

A) If one bill for medical expenses incurred on a certain date is more than enough to equal the spend-down obligation, part of the bill will be used to meet the spend-down obligation and the Department will price the bill to determine the Department's liability, if any. The Department shall be liable only if the Department rate is greater than that part of the bill used to meet spend-down and only for the difference between those two amounts.

B) If more than one bill for medical expenses incurred on the same date would be enough to equal or exceed the spend-down obligation, medical expenses shall be applied to the spend-down obligation in the following order:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.60 All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and ~~Infants~~ Children Under Age ~~One~~ Six (6) Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

i) Medicare and other health insurance premiums, deductibles or coinsurance charges;

ii) medical expenses for services recognized under State law but not included in the State plan;

iii) medical expenses for services included in the State plan. Once medical expenses are applied towards the spend-down obligation, the order of application shall not be changed.

C) If a service is provided during the eligibility period but payment may be made by a third party, such as an insurance company, the medical expense will not be considered towards spend-down until the bill is adjudicated. When adjudicated, that part determined to be the responsibility of the client shall be considered as incurred on the date of service.

4) Prior to the end of the six-month enrollment period all clients, whether or not the spend-down obligation has been met, shall be notified in writing that enrollment will end on a certain date. The client will also be informed by this notice that if he or she wishes continued Medical Assistance, a reapplication must be filed. Upon reapplication, a new six-month enrollment period will be established (assuming non-financial factors of eligibility are met), and, if appropriate, a new spend-down obligation will be created. If the client files a reapplication prior to four (4) months after the end of the initial six-month enrollment period, the client will be sent through a special, abbreviated intake procedure making use of current case record materials to verify factors of eligibility not subject to change.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.60 All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and ~~Infants~~ Children Under Age ~~One~~ Six (6) Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

- 5) The client is responsible to report any changes that occur during the six-month enrollment period which might affect eligibility for Medical Assistance. If changes occur, appropriate action shall be taken by the Department, including termination of eligibility for Medical Assistance.
- 6) If changes in income, assets or family composition occur, appropriate adjustments to the spend-down obligation and date of eligibility for Medical Assistance shall be made by the Department. The client will be notified in writing of the new spend-down obligation.
 - A) If income decreases or assets fall below the applicable asset disregard and, as a result, the client has already met the new spend-down obligation, eligibility for Medical Assistance shall be back-dated to the appropriate date.
 - B) If income or assets increase, and, as a result, the client has not produced proof of incurred medical expenses equal to the new spend-down obligation, the written notification of the new spend-down amount will also inform the client that he or she will no longer receive a Medical Eligibility Card and eligibility for Medical Assistance will be interrupted until proof of medical expenses equal to the new spend-down obligation is produced.

(Source: Amended at 14 Ill. Reg. 13227 effective August 6, 1990)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.64 Pregnant Women and ~~Infants~~ Children Under Age ~~One-Year~~ Six Years Who Do Not Qualify As Mandatory Categorically Needy

The following subsections apply to MANG(P) eases clients:

- a) ~~A one-month-eligibility-period-is-used-for-MANG(P)-eases.~~ The eligibility period for a MANG(P) ease client shall begin with:
 - 1) the first day of the month of application, or;
 - 2) the first day of any month prior to the month of application if the client so desires up to three months prior to the month of application, or;
 - 3) the first day of the month after the month of application, or;
 - 4) the first day of a month a ~~MANG(E)~~ pregnant woman and/or ~~infant~~ child under age ~~one-11~~-year six (6) years meets the requirements of Sections 120.11 and 120.31.
- b) The pregnant woman shall be eligible to receive medical assistance until sixty (60) days following the last day of pregnancy. The sixty (60) day medical coverage continues through the last day of the calendar month in which the sixty (60) day period ends. The sixty (60) day medical coverage period shall be provided for all pregnant women determined eligible for medical assistance under Section 120.11(a)(1) above including pregnant women who are no longer pregnant at the time of application because the woman had a miscarriage or an abortion or signed an adoption agreement.
 - c) ~~An-infant~~ Children shall be eligible to receive medical assistance ~~until:~~
 - 1) only from the date of birth for up to age one (1) year, or;
 - 2) up to age six (6) if an application is approved for medical assistance, or
 - 2+3) until countable assets exceed the MANG(P) asset disregard amount (see Section 120.382), or;

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.64 Pregnant Women and ~~Infants~~ Children Under Age ~~One-Year~~ Six Years Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

3+4) until countable monthly income exceeds the MANG(P) income standard (see Section 120.31), whichever comes first.

AGENCY NOTE: ~~An infant~~ A newborn child is automatically eligible to receive medical assistance for the same period of time the mother is receiving medical assistance.

d) Covered services received during the entire eligibility period will be paid by the Department (see 89 Ill. Adm. Code 140.3).

e) A redetermination of eligibility for MANG(P) will be made every twelve (12) months for children under age ~~six (6)~~.

e+f) The client is responsible to report any changes that occur during the eligibility period which might affect eligibility for MANG(P). If changes in income or family composition occur which would make the client ineligible for MANG(P), appropriate action shall be taken by the Department, including evaluation of eligibility for other programs or termination of eligibility for medical assistance. Income changes occurring after a pregnant woman is determined eligible for MANG(P) coverage are not considered through the 60 day post-partum period following the last day of pregnancy.

f+g) MANG(P) ~~eases~~ clients shall be eligible without a spend-down obligation amount.

g+h) A review of case eligibility for MANG(C) will be conducted for a pregnant woman and continued MANG(P) eligibility for the ~~infant~~ newborn child will be conducted during the second month of the sixty (60) day extended medical coverage period. If eligible, appropriate action shall be taken by the Department. The case shall be transferred by the Department to the appropriate program without interruption in benefit eligibility. If ineligible, the Department shall notify the Client in writing.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.64 Pregnant Women and ~~Infants~~ Children Under Age ~~One-Year~~ Six Years Who Do Not Qualify As Mandatory Categorically Needy (Cont'd)

h+i) A review of case eligibility for MANG(C) will be conducted when ~~an infant~~ a child is ~~eleven-th~~ five years and ten (10) months old. If the ~~infant~~ child is eligible for MANG(C), ~~appropriate action shall be taken by the Department~~, the case shall be transferred by the Department without interruption in benefit eligibility. If ineligible, written notification shall be provided to the client.

(Source: Amended at 14 Ill. Reg. 13227, effective August 6, 1990)

SUBPART G: AID TO THE MEDICALLY INDIGENT

Section 120.208 Client Cooperation

a) As a condition of eligibility, clients must cooperate:

- 1) in the determination of eligibility;
- 2) with Department programs conducted for the purposes of acquisition or verification of information upon which eligibility may depend;
- 3) in applying for all financial benefits for which they may qualify and to avail themselves of such benefits at the earliest possible date.

b) Clients are required to avail themselves of all potential resources.

c) When eligibility cannot be conclusively determined because the individual is unwilling or fails to provide essential information or to consent to verification, the client is ineligible.

d) At screening, applicants shall be informed, in writing, of any information they are to provide at the eligibility interview.

e) At the eligibility interview or at any time during the application process, when the applicant is requested to provide information in his or her possession, the

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.208 Client Cooperation (Cont'd.)

Department will allow ten (10) days for the return of the requested information. The first day of the ten (10) day period is the calendar day following the date the information request form is sent or given to the applicant. The last day of the ten (10) day period shall be a work day and is to be indicated on the information request form. If the applicant does not provide the information by the date on the information request form, the application shall be denied on the following work day.

d) During the application process, when the applicant is requested to provide third party information and has not requested the third party information and/or cannot provide written verification of the request for third party information by the last day of the time period on the information request form, the application shall be denied on the following work day. At the eligibility interview or at any time during the application process, when the applicant is requested to provide third party information, the Department shall allow ten (10) days for the return of the requested information or for verification that the third party information has been requested. The first day of the ten (10) day period is the calendar day following the date the information request form is sent or given to the applicant. The last day of the ten (10) day period shall be a work day and is to be indicated on the information request form. It is to be indicated on the information request form that the applicant shall provide written verification of the request for the third party information. If the applicant does not provide the information or the verification that the information was requested by the date on the information request form, the application shall be denied on the following work day.

1) Third party information is defined as information which must be provided by someone other than the applicant. An authorized representative or person applying on another's behalf is not a third party but is treated as if he were the applicant.

2) The Department shall advise clients of the need to provide written verification of third party

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.208 Client Cooperation (Cont'd.)

information requests and the consequences of failing to provide such verification.

3) If the applicant requests an extension either verbally or in writing in order to obtain third party information and provides written verification of the request for the third party information such as a copy of the request that was sent to the third party, an extension of ninety (90) days from the date of application shall be granted. The first day of the ninety (90) day period is the calendar day following the date of application. The 90th day must be a work day.

3)4) If an applicant's attempt to obtain third party information is unsuccessful, upon the applicant's request the Department will assist in securing evidence to support the client's eligibility for assistance.

(Source: Amended at 14 Ill. Reg. 13227, effective August 6, 1990)

SUBPART H: MEDICAL ASSISTANCE - NO GRANT

Section 120.308 Client Cooperation

a) As a condition of eligibility, clients must cooperate:

1) in the determination of eligibility;

2) with Department programs conducted for the purposes of acquisition or verification of information upon which eligibility may depend;

3) in applying for all financial benefits for which they may qualify and to avail themselves of such benefits at the earliest possible date.

b) Clients are required to avail themselves of all potential resources.

c) When eligibility cannot be conclusively determined

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.308 Client Cooperation (Cont'd.)

because the individual is unwilling or fails to provide essential information or to consent to verification, the client is ineligible.

d) At screening, applicants shall be informed, in writing, of any information they are to provide at the eligibility interview.

e) At the eligibility interview or at any time during the application process, when the applicant is requested to provide information in his or her possession, the Department will allow ten (10) days for the return of the requested information. The first day of the ten (10) day period is the calendar day following the date the information request form is sent or given to the applicant. The last day of the ten (10) day period shall be a work day and is to be indicated on the information request form. If the applicant does not provide the information by the date on the information request form, the application shall be denied on the following work day.

d+f) During the application process, when the applicant is requested to provide third-party information and has not requested the third-party information and/or cannot provide written verification of the request for third-party information by the last day of the time period on the information request form, the application shall be denied on the following work day. At the eligibility interview or at any time during the application process, when the applicant is requested to provide third-party information, the Department shall allow ten (10) days for the return of the requested information or for verification that the third party information has been requested. The first day of the ten (10) day period is the calendar day following the date the information request form is sent or given to the applicant. The last day of the ten (10) day period shall be a work day and is to be indicated on the information request form. It is to be indicated on the information request form that the applicant shall provide written verification of the request for the third party information. If the applicant does not provide the information or the verification that the information was requested by the date on the

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.308 Client Cooperation (Cont'd.)

information request form, the application shall be denied on the following work day.

1) Third party information is defined as information which must be provided by someone other than the applicant. An authorized representative or person applying on another's behalf is not a third party but is treated as if he were the applicant.

2) The Department shall advise clients of the need to provide written verification of third party information requests and the consequences of failing to provide such verification.

3) If the applicant requests an extension either verbally or in writing in order to obtain third party information and provides written verification of the request for the third party information such as a copy of the request that was sent to the third party, an extension of forty-five (45) days from the date of application shall be granted. The first day of the forty-five (45) day period is the calendar day following the date of application. The 45th day must be a work day.

3+4) If an applicant's attempt to obtain third party information is unsuccessful, upon the applicant's request the Department will assist in securing evidence to support the client's eligibility for assistance.

(Source: Amended at 14 Ill. Reg. 13227, effective August 6, 1990)

Section 120.370 Recognized Employment Expenses

a) MANG(AABD)

The following recognized expenses of employment shall be exempt from consideration for MANG(AABD):

- 1) Withholding taxes (Federal and State)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 120.370 Recognized Employment Expenses (Cont'd.)

- 2) Social Security tax
- 3) Transportation at most reasonable rate. If the individual's own car is the most economical means of transportation 19 cents per mile shall be allowed as transportation expense
- 4) Lunch supplementation:
 - A) If carried from home, 15 cents per working day to a maximum of \$3.00 per month
 - B) If purchased at work, 45 cents per working day to a maximum of \$9.00 per month
- 5) Special tools and uniforms required by employment
- *6) Union dues
- *7) Group life insurance premiums
- *8) Group health insurance premiums
- *9) Retirement plan withholding

*Agency Note: Only if mandatory as a condition of employment

b) MANG(C)

- 1) For employment expenses, \$75.00 \$90.00 shall then be deducted from the gross earned income of each employed individual. Individuals full-time employed and employed throughout the month -- For individuals not full-time employed or not employed throughout the month -- \$60.00 is deducted for employment expenses.

- 2) For this full-time employment means the individual is employed for at least 100 hours during the month -- Employed throughout the month means the individual is employed at least one-half of the days of the month.

- 3) In addition, for earnings from self-employment and rental property, an amount equal

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section 120.370 Recognized Employment Expenses (Cont'd.)

to the reasonable expenses directly attributable to producing goods or services or an amount equal to the reasonable expenses of rental shall also be deducted from income.

- 4) The employment expense allowance is not available to an individual for any month in the following situations:

- A) The individual terminated employment or reduced earned income without good cause within the period of 30 days preceding such month, or
- B) The individual refused without good cause, within the period of 30 days preceding such month, to accept employment in which the individual was able to engage and which has been determined to be a suitable, available offer of employment, or
- C) The individual fails without good cause to report income in a timely manner, or
- D) The individual voluntarily requests AFDC assistance to be terminated to avoid receiving the 30 + 1/3 exemption for four consecutive months. (See Section 120.362 through 120.365).

e) MANG(C) Child Care

- A) Expenses of child care shall be deducted from income up to a maximum of \$160 \$200.00 per child, \$128 per child if the child is not full-time employed or employed throughout the month as defined above for each child under the age of two (2) and \$175.00 for each child age two (2) and over.

- B) The child care deduction is not allowed when the child care provider is a responsible

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section 120.370 Recognized Employment Expenses (Cont'd.)
relative (see 89 Ill. Adm. Code 103.10(b))
of the child receiving care.

(Source: Amended at 14 Ill. Reg. 13227, effective
 August 6, 1990)

Section 120.390 Persons Who May Be Included In the
 Assistance Unit

a) MANG(C)

1) The assistance unit must include at least one eligible child or only an adult(s) caretaker relative whose eligibility is based on a child who is otherwise eligible except the child receives SSI. No more than two of the following individuals may be included as adults:

- A) The caretaker relative;
- B) The parent of an eligible child;
- C) The needy relative other than the caretaker relative who provides at least one of the following services:
 - i) child care which enables the caretaker relative to work on a full-time (at least 100 hours per month) paid basis outside the home;
 - ii) care for an incapacitated family member in the home;
 - iii) child care that enables a caretaker relative to receive training full-time;
 - iv) child care that enables a caretaker relative to attend high school or General Educational Development (GED) classes full-time; or
 - v) child care for a period not to exceed two months that enables the caretaker relative to participate in a Project

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section 120.390 Persons Who May Be Included In the
 Assistance Unit (Cont'd.)

Chance (AFDC) work program such as Job Search.

2) The eligibility of a child in a Assistance unit depends on that child's lack of parental support or care. All eligible dependent children and stepchildren in a family unit shall be included in a single case, except in two-parent households where there are children of differing parentage, some of whom lack parental support or care because of the unemployment of a parent. In such a circumstance two separate assistance cases shall be established: one for both adults and children whose eligibility derives from their parent's unemployment and one for the remaining children. The provisions of this Section shall not affect the right of a child who is a parent to receive assistance in a separate case as a caretaker relative for his/her dependent child.

b) MANG(AABD)

The eligible person only shall be included in the assistance unit.

c) MANG(P)

The assistance unit shall only include pregnant women and ~~infants~~-children under age ~~one-year-six~~ (6) who meet the eligibility requirements of Section 120.11.

(Source: Amended at 14 Ill. Reg. 13227 effective August 6, 1990)

Section 120.391 Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG And ~~infants~~ Children Under Age ~~One-Year~~ Six

a) Individuals Under Age 18

1) Medical assistance shall be provided to individuals under age eighteen (18) who do not qualify for AFDC under the definition of dependent child as defined in 89 Ill. Adm. Code

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENT

Section 120.391

Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG And ~~Infants~~ Children Under Age ~~One-Year Six~~ Six (Cont'd)

101.20 and 112.61 through 112.64. However, such individuals must meet the eligibility requirements and other provisions of 89 Ill. Adm. Code 112.10, 112.20, ~~Part-112~~ and 112. Subpart C.

- 2) If non-exempt countable income (see Sections 120.360 thru 120.375) is equal to or less than the appropriate MANG (AFDC) standard, (see Section 120.30) the individual is eligible for payment of his/her allowable medical care costs (see 89 Ill. Adm. Code 140.3).
- 3) Persons whose income exceeds the appropriate MANG (AFDC) standard are eligible for medical assistance each month incurred or paid medical care costs equal the amount of excess non-exempt income over the standard. When income exceeds the MANG (AFDC) standard, eligibility begins on the day in the month incurred or paid medical care costs equals excess monthly income. Eligibility ends on the last day of the same month.

b) Infants Children Under Age One-Year Six

Medical assistance shall be provided to ~~infants~~ children under age ~~one-11~~-year six (6) who do not qualify as mandatory categorically needy ~~Sections-1902(a)(10)(A)(i) and 1905(n) of the~~ (Social Security Act (U.S.C. 1902(a)(10)(A)(i) and 1905(n)) and meet the eligibility requirements of ~~Sections-89 Ill. Adm. Code 120.11, 120.31, 120.64.~~

(Source: Amended at 14 Ill. Reg. 13227, effective August 6, 1990)

- 1) The Heading of the Part: MEDICAL PAYMENT
- 2) Code Citation: 89 Ill. Adm. Code 140
- 3) Section Number: Adopted Action:
140.7 Amendment
- 4) Statutory Authority: Section 5-5.1 et seq. and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-5.1 et. seq. and 12-13)
- 5) Effective Date of Adopted Amendment: August 6, 1990
- 6) Does this rulemaking contain an automatic repeal date?
____ Yes X No
- 7) Does this Adopted Amendment contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 6, 1990
- 9) Notices of Proposal Published in Illinois Register:
April 20, 1990 (14 Ill. Reg. 5726)
- 10) Has JCAR issued a Statement of Objections to this amendment? No
- 11) Differences between proposal and final version: Based on comments received from the Administrative Code Division, at line 8 of subsection (a), the word "part" is deleted and at lines 3 and 4 of subsection (c), the phrase "(Sections 1902(a)(10)(A)(i) and 1905(n) of the Social Security Act)" is changed to "(Social Security Act (42 U.S.C. 1902(a)(10)(A)(i) and 1905(n)))".
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this Adopted Amendment replace an Emergency Amendment currently in effect? Yes
- 14) Are there any Amendments pending on this Part? Yes

ILLINOIS REGISTER

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
140.24	Amendment	April 13, 1990 (14 Ill. Reg. 5417)
140.413	Amendment	March 30, 1990 (14 Ill. Reg. 4860)
140.461	Amendment	April 20, 1990 (14 Ill. Reg. 5726)
140.462	Amendment	April 20, 1990 (14 Ill. Reg. 5726)
140.463	Amendment	April 20, 1990 (14 Ill. Reg. 5726)
140.471	Amendment	June 8, 1990 (14 Ill. Reg. 8929)
140.472	Amendment	June 8, 1990 (14 Ill. Reg. 8929)
140.473	Amendment	June 8, 1990 (14 Ill. Reg. 8929)
140.474	Amendment	June 8, 1990 (14 Ill. Reg. 8929)
140.475	Amendment	September 29, 1989 (13 Ill. Reg. 15281)
140.476	Amendment	September 29, 1989 (13 Ill. Reg. 15281)
140.477	Amendment	September 29, 1989 (13 Ill. Reg. 15281)
140.478	Amendment	September 29, 1989 (13 Ill. Reg. 15281)
140.479	Amendment	September 29, 1989 (13 Ill. Reg. 15281)
140.480	Amendment	September 29, 1989 (13 Ill. Reg. 15281)

ILLINOIS REGISTER

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
140.481	Amendment	September 29, 1989 (13 Ill. Reg. 15281)
140.528	Amendment	May 11, 1990 (14 Ill. Reg. 7027)
140.539	Amendment	July 6, 1990 (14 Ill. Reg. 10629)
140.542	Amendment	March 23, 1990 (14 Ill. Reg. 4415)
140.543	Amendment	March 23, 1990 (14 Ill. Reg. 4415)
140.544	Repealed	March 23, 1990 (14 Ill. Reg. 4415)
140.545	Amendment	March 23, 1990 (14 Ill. Reg. 4415)
140.569	Amendment	May 25, 1990 (14 Ill. Reg. 7834)
140.646	Amendment	March 23, 1990 (14 Ill. Reg. 4415)
140.647	Amendment	March 23, 1990 (14 Ill. Reg. 4415)
140.648	Amendment	March 23, 1990 (14 Ill. Reg. 4415)
140.649	Amendment	March 23, 1990 (14 Ill. Reg. 4415)
140.650	Amendment	March 23, 1990 (14 Ill. Reg. 4415)
140.652	Amendment	March 2, 1990 (14 Ill. Reg. 3019)
140.642	Amendment	March 2, 1990 (14 Ill. Reg. 3019)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section Numbers Proposed Action Illinois Register Citation

140. Table H Amendment March 2, 1990
(14 Ill. Reg. 3019)

- 15) Summary and Purpose of Adopted Amendment: This rulemaking implements Section 6401 of the Omnibus Budget Reconciliation Act of 1989 (42 U.S.C. 1396a) which mandates expansion of the Medicaid program for pregnant women and for children under age six (6). The Department must provide Medicaid coverage to pregnant women and to children under age six (6) with income up to 133% of the Federal poverty level. Current policy provides Medicaid coverage to pregnant women and to children under age one (1) year with income up to 100% of the Federal poverty level.

- 16) Information and questions regarding this Adopted Amendment shall be directed to:

Name: Anita Williams, Staff Attorney
Office of the General Counsel

Address: Illinois Department of Public Aid
Jesse B. Harris Building II
100 South Grand Avenue East, 3rd Floor
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Adopted Amendment begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER d: MEDICAL PROGRAMS

PART 140
MEDICAL PAYMENT

SUBPART A: GENERAL PROVISIONS

Section

140.1
140.2
140.3

Incorporation By Reference
Medical Assistance Programs
Covered Services Under The Medical Assistance Programs for AFDC, AFDC-MANG, AABD, AABD-MANG, RRP, Individuals Under Age 18 Not Eligible for AFDC, Pregnant Women Who Would Be Eligible if the Child Were Born and Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy
Covered Medical Services Under AFDC-MANG for non-pregnant persons who are 18 years of age or older (Repealed)

140.4

140.5
140.6
140.7

Covered Medical Services Under GA and AMI
Medical Services Not Covered
Medical Assistance Provided to Individuals Under the Age of Eighteen Who Do Not Qualify for AFDC and Infants-Children Under Age-One-Year Six
Medical Assistance For Qualified Severely Impaired Individuals

140.8

140.9

Medical Assistance for a Pregnant Woman Who Would Not Be Categorically Eligible for AFDC/AFDC-MANG if the Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy
Medical Assistance Provided to Incarcerated Persons

140.10

SUBPART B: MEDICAL PROVIDER PARTICIPATION/DRUG MANUAL

Section

140.11
140.12
140.13
140.14

Enrollment Conditions for Medical Providers
Participation Requirements for Medical Providers
Definitions
Denial of Application to Participate in the Medical Assistance Program
Recovery of Money

140.15

140.16

140.17

Termination of a Vendor's Eligibility to Participate in the Medical Assistance Program
Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section	
140.18	Effect of Termination on Individuals Associated with Vendor
140.19	Application to Participate or for Reinstatement Subsequent to Termination, Suspension or Barring
140.20	Submittal of Claims
140.21	Covered Medicaid Services for Qualified Medicare Beneficiaries (QMBs)
140.22	Magnetic Tape Billings
140.23	Payment of Claims
140.24	Payment Procedures
140.25	Overpayment or Underpayment of Claims
140.26	Payment to Factors Prohibited
140.27	Assignment of Vendor Payments
140.28	Record Requirements for Medical Providers
140.30	Audits
140.35	False Reporting and Other Fraudulent Activities
140.40	Prior Approval for Medical Services or Items
140.41	Prior Approval in Cases of Emergency
140.42	Limitation on Prior Approval
140.43	Post Approval for Items or Services When Prior Approval Cannot Be Obtained
140.71	Drug Manual (Recodified)
140.72	Drug Manual (Recodified)
140.73	Drug Manual Updates (Recodified)

SUBPART C: HOSPITAL SERVICES

Section	
140.94	Hospital Services (Recodified)
140.95	Participation (Recodified)
140.96	General Requirements (Recodified)
140.97	Special Requirements (Recodified)
140.98	Covered Hospital Services (Recodified)
140.99	Hospital Services Not Covered (Recodified)
140.100	Limitation On Hospital Services (Recodified)
140.101	Transplants (Recodified)
140.102	Heart Transplants (Recodified)
140.103	Liver Transplants (Recodified)
140.104	Bone Marrow Transplants (Recodified)
140.110	Disproportionate Share Hospital Adjustments (Recodified)
140.116	Payment for Inpatient Services for GA (Recodified)
140.117	Hospital Outpatient and Clinic Services (Recodified)
140.200	Payment for Hospital Services During Fiscal Year 1982 (Recodified)
140.201	Payment for Hospital Services After June 30, 1982 (Repealed)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section	
140.202	Payment for Hospital Services During Fiscal Year 1983 (Recodified)
140.203	Limits on Length of Stay by Diagnosis (Recodified)
140.300	Payment for Pre-operative Days and Services Which Can Be Performed in an Outpatient Setting (Recodified)
140.350	Copayments (Recodified)
140.360	Payment Methodology (Recodified)
140.361	Non-Participating Hospitals (Recodified)
140.362	Pre July 1, 1989 Services (Recodified)
140.363	Post June 30, 1989 Services (Recodified)
140.364	Prepayment Review (Recodified)
140.365	Base Year Costs (Recodified)
140.366	Restructuring Adjustment (Recodified)
140.367	Inflation Adjustment (Recodified)
140.368	Volume Adjustment (Repealed)
140.369	Groupings (Recodified)
140.370	Rate Calculation (Recodified)
140.371	Payment (Recodified)
140.372	Review Procedure (Recodified)
140.373	Utilization (Repealed)
140.374	Alternatives (Recodified)
140.375	Exemptions (Recodified)
140.376	Utilization, Case-Mix and Discretionary Funds (Repealed)
140.390	Subacute Alcoholism and Substance Abuse Services (Recodified)
140.391	Definitions (Recodified)
140.392	Types of Subacute Alcoholism and Substance Abuse Services (Recodified)
140.394	Payment for Subacute Alcoholism and Substance Abuse Services (Recodified)
140.396	Rate Appeals for Subacute Alcoholism and Substance Abuse Services (Recodified)
140.398	Hearings (Recodified)

SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

Section	
140.400	Payment to Practitioners, Nurses and Laboratories
140.410	Physicians' Services
140.411	Covered Services By Physicians
140.412	Services Not Covered By Physicians
140.413	Limitation on Physician Services
140.414	Requirements for Prescriptions and Dispensing of Pharmacy Items - Physicians
140.416	Optometric Services and Materials

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section	
140.417	Limitations on Optometric Services
140.418	Department of Corrections Laboratory
140.420	Dental Services
140.421	Limitations on Dental Services
140.422	Requirements for Prescriptions and Dispensing Items of Pharmacy Items - Dentists
140.425	Podiatry Services
140.426	Limitations on Podiatry Services
140.427	Requirement for Prescriptions and Dispensing of Pharmacy Items - Podiatry
140.428	Chiropractic Services
140.429	Limitations on Chiropractic Services (Repealed)
140.430	Independent Laboratory Services
140.431	Services Not Covered by Independent Laboratory
140.432	Limitations on Independent Laboratory Services
140.433	Payment for Laboratory Services
140.434	Record Requirements for Independent Laboratories
140.435	Nurse Services
140.436	Limitations on Nurse Services
140.440	Pharmacy Services
140.441	Pharmacy Services Not Covered
140.442	Prior Approval of Prescriptions
140.443	Filling of Prescriptions
140.444	Compounded Prescriptions
140.445	Prescription Items (Not Compounded)
140.446	Over-the-Counter Items
140.447	Reimbursement
140.448	Returned Pharmacy Items
140.449	Payment of Pharmacy Items
140.450	Record Requirements for Pharmacies
140.452	Mental Health Clinic Services
140.453	Definitions
140.454	Types of Mental Health Clinic Services
140.455	Payment for Mental Health Clinic Services
140.456	Hearings
140.460	Clinic Services
140.461	Clinic Participation Requirements
140.462	Covered Services in Clinics
140.463	Encounter Rate Clinic Payment
140.464	Psychiatric Clinics (Hospital-based)
140.465	Speech and Hearing Clinics
140.466	Rural Health Clinics
140.467	Independent Clinics
140.469	Hospice
140.470	Home Health Services
140.471	Home Health Covered Services
140.472	Types of Home Health Services

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section	
140.473	Prior Approval for Home Health Services
140.474	Payment for Home Health Services
140.475	Medical Equipment, Supplies and Prosthetic Devices
140.476	Medical Equipment, Supplies and Prosthetic Devices for Which Payment Will Not Be Made
140.477	Limitations on Equipment, Supplies and Prosthetic Devices
140.478	Prior Approval for Medical Equipment, Supplies and Prosthetic Devices
140.479	Approval of Medical Supplies
140.480	Equipment Rental Limitations
140.481	Payment for Medical Equipment, Supplies and Prosthetic Devices
140.482	Family Planning Services
140.483	Limitations on Family Planning Services
140.484	Payment for Family Planning Services
140.485	Medichek Services
140.486	Limitations on Medichek Services
140.487	Payment on Medichek Services
140.490	Medical Transportation
140.491	Limitations on Medical Transportation
140.492	Payment for Medical Transportation
140.495	Psychological Services
140.496	Payment for Psychological Services
140.497	Hearing Aids
SUBPART E: GROUP CARE	
140.500	Group Care Services
140.502	Cessation of Payment at Federal Direction
140.503	Cessation of Payment for Improper Level of Care
140.504	Cessation of Payment Because of Termination of Facility
140.505	Continuation of Payment Because of Threat To Life
140.506	Provider Voluntary Withdrawal
140.507	Continuation of Provider Agreement
140.510	Determination of Need for Group Care
140.511	Services Provided Without Charge
140.512	Utilization Control
140.513	Utilization Review Plan
140.514	Certifications and Recertifications of Care
140.515	Management of Recipient Funds--Personal Allowance Funds
140.516	Recipient Management of Funds
140.517	Correspondent Management of Funds
140.518	Facility Management of Funds

Section	Use or Accumulation of Funds
140.519	Management of Recipient Funds--Local Office
140.520	Responsibility
140.521	Room and Board Accounts
140.522	Reconciliation of Recipient Funds
140.523	Bed Reserves
140.524	Cessation of Payment Due to Loss of License
140.525	Eligibility For Quality Incentive Program (QUIP)
140.526	Quality Incentive Standards and Criteria for the
	Quality Incentive Program (QUIP)
140.527	Quality Incentive Survey
140.528	Payment of Quality Incentive
140.529	Reviews
140.530	Basis of Payment for Group Care Services
140.531	General Service Costs
140.532	Health Care Costs
140.533	General Administration Costs
140.534	Ownership Costs
140.535	Costs for Interest, Taxes and Rent
140.536	Organization and Pre-Operating Costs
140.537	Payments to Related Organizations
140.538	Special Costs
140.539	Nurse's Aide Training
140.540	Costs Associated With Nursing Home Care Reform Act
	and Implementing Regulations
140.541	Salaries Paid to Owners or Related Parties
140.542	Cost Reports-Filing Requirements
140.543	Time Standards for Filing Cost Reports
140.544	Access to Cost Reports
140.545	Penalty for Failure to File Cost Reports
140.550	Update of Operating Costs
140.551	General Service Costs
140.552	Nursing and Program Costs
140.553	General Administrative Costs
140.554	Component Inflation Index
140.555	Minimum Wage
140.560	Components of the Base Rate Determination
140.561	Support Costs Components
140.562	Nursing Costs
140.563	Capital Costs
140.565	Incentive Payments for Quality Care (Repealed)
140.566	Level I Incentive Payments (Repealed)
140.567	Level II Incentive Payments (Repealed)
140.568	Duration of Incentive Payments (Repealed)
140.569	Clients With Exceptional Care Needs
140.570	Capital Rate Component Determination
140.571	Fair Rental Value (FRV) Calculation

Section	Total Capital Rate
140.572	Other Capital Provisions
140.573	Capital Costs for Rented Facilities
140.574	Newly Constructed Facilities (Repealed)
140.575	Renovations (Repealed)
140.576	Capital Costs for Rented Facilities (Renumbered)
140.577	Property Taxes
140.578	Specialized Living Centers
140.579	Mandated Capital Improvements
140.580	Qualifying as Mandated Capital Improvement
140.581	Cost Adjustments
140.582	Campus Facilities
140.583	Illinois Municipal Retirement Fund (IMRF)
140.584	Audit and Record Requirements
140.590	Long Term Care Screening Assessment
140.642	In-Home Care Program
140.643	Medical and In-Home Care For Disabled Persons Under
140.645	Age 21
140.646	Reimbursement for Developmental Training for the
	Mentally Retarded Who Reside in Long Term Care
	Facilities
140.647	Description of Developmental Training Service Levels
140.648	Determination of the Amount of Reimbursement for Day
	Programming for the Mentally Retarded
140.649	Effective Dates of Reimbursement for Day Programs
140.650	Certification of Day Programs
140.651	Decertification of Day Programs
140.652	Terms of Assurances and Contracts
140.680	Effective Date Of Payment Rate
140.700	Discharge of Long Term Care Residents
140.830	Appeals of Rate Determinations
140.835	Determination of Cap on Payments for Long Term Care

SUBPART F: POINT COUNT GUIDELINES FOR ICF/MR AND
SNF/PED FACILITIES

Section	Facility/Client Participation (Recodified)
140.850	Evaluation Of Need For Care (Recodified)
140.855	Payment (Recodified)
140.860	Definitions (Recodified)
140.865	Guidelines (Recodified)
140.870	Intermediate Care (ICF/MR) (Recodified)
140.875	Skilled Care (SNF/PED) (Recodified)
140.880	Statewide Rates (Recodified)
140.885	Reimbursement for ICF/MR-15 and Under Facilities
140.890	(Recodified)

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

NOTICE OF ADOPTED AMENDMENT

Section

140.895 Night Shift Reimbursement (Recodified)
140.896 Reimbursement For Program Costs (Active Treatment) For Clients in Long Term Care Facilities For the Developmentally Disabled (Recodified)

Contract Monitoring (Recodified)
Transfer of Recipients (Recodified)
Validity of Contracts (Recodified)
Termination of ICARE Contracts (Recodified)
Hospital Services Procurement Advisory Board (Recodified)

SUBPART G: REIMBURSEMENT FOR NURSING COSTS FOR GERIATRIC FACILITIES

Medichek Recommended Screening Procedures

Section
140.900

Reimbursement For Nursing Costs For Geriatric Residents in Group Care Facilities (Recodified)
Functional Areas of Needs (Recodified)
Service Needs (Recodified)

Health Service Areas

Capital Cost Areas

Schedule of Dental Procedures

Time Limits for Processing of Prior Approval Requests

Podiatry Service Schedule

Travel Distance Standards

Areas of Major Life Activity

Staff Time and Allocation for Training Programs (Recodified)

HSA Grouping

TABLE J

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13).

SUBPART H: ILLINOIS COMPETITIVE ACCESS AND REIMBURSEMENT EQUITY (ICARE) PROGRAM

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 7 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill.

Section
140.940

Illinois Competitive Access and Reimbursement Equity (ICARE) Program (Recodified)

Definition of Terms (Recodified)

Notification of Negotiations (Recodified)

Hospital Participation in ICARE Program Negotiations (Recodified)

Negotiation Procedures (Recodified)

Factors Considered in Awarding ICARE Contracts (Recodified)

Closing an ICARE Area (Recodified)

Administrative Review (Recodified)

Payments to Contracting Hospitals (Recodified)

Admitting and Clinical Privileges (Recodified)

Inpatient Hospital Care or Services by Non-Contracting Hospitals Eligible for Payment (Recodified)

Payment to Hospitals for Inpatient Services or Care not Provided under the ICARE Program (Recodified)

Section
140.962

Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141 at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; peremptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 24, 1984; peremptory amendment at 8 Ill. Reg. 22155, effective October 29, 1984; amended at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 2697, effective February 22, 1985; amended at 9 Ill. Reg. 6235, effective April 19, 1985; amended at 9 Ill. Reg. 8677, effective May 28, 1985; amended at 9 Ill. Reg. 9564, effective June 5, 1985; amended at 9 Ill. Reg. 10025, effective June 26, 1985; emergency amendment at 9 Ill. Reg. 11403, effective June 27, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238, effective December 27, 1985; emergency amendment at 10 Ill. Reg. 798, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 672, effective January 6, 1986; amended at 10 Ill. Reg. 1206, effective January 13, 1986; amended at 10 Ill. Reg. 3041, effective January 24, 1986; amended at 10 Ill. Reg. 6981, effective April 16, 1986; amended at 10 Ill. Reg. 7825, effective April 30, 1986; amended at 10 Ill. Reg. 8128, effective May 7, 1986; emergency amendment at 10 Ill. Reg. 8912, effective May 13, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 11440, effective June 20, 1986; amended at 10 Ill. Reg. 14714, effective August 27, 1986; amended at 10 Ill. Reg. 15211, effective September 12, 1986; emergency amendment at 10 Ill. Reg. 16729, effective September 18, 1986, for a maximum

of 150 days; amended at 10 Ill. Reg. 18808, effective October 12, 1986; amended at 10 Ill. Reg. 19742, effective November 12, 1986; amended at 10 Ill. Reg. 21784, effective December 15, 1986; amended at 11 Ill. Reg. 698, effective December 19, 1986; amended at 11 Ill. Reg. 1418, effective December 31, 1986; amended at 11 Ill. Reg. 2323, effective January 16, 1987; amended at 11 Ill. Reg. 4002, effective February 25, 1987; Section 140.71 recodified to 89 Ill. Adm. Code 141 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 4303, effective March 6, 1987; amended at 11 Ill. Reg. 7664, effective April 15, 1987; emergency amendment at 11 Ill. Reg. 9342, effective April 20, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9169, effective April 28, 1987; amended at 11 Ill. Reg. 10903, effective June 1, 1987; amended at 11 Ill. Reg. 11528, effective June 22, 1987; amended at 11 Ill. Reg. 12011, effective June 30, 1987; amended at 11 Ill. Reg. 12290, effective July 6, 1987; amended at 11 Ill. Reg. 14048, effective August 14, 1987; amended at 11 Ill. Reg. 14771, effective August 25, 1987; amended at 11 Ill. Reg. 16758, effective September 28, 1987; amended at 11 Ill. Reg. 17295, effective September 30, 1987; amended at 11 Ill. Reg. 18696, effective October 27, 1987; amended at 11 Ill. Reg. 20909, effective December 14, 1987; amended at 12 Ill. Reg. 916, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1960, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 5427, effective March 15, 1988; amended at 12 Ill. Reg. 6246, effective March 16, 1988; amended at 12 Ill. Reg. 6728, effective March 22, 1988; Sections 140.900 thru 140.912 and 140.Table H and 140.Table I recodified to 89 Ill. Adm. Code 147.5 thru 147.205 and 147.Table A and 147.Table B at 12 Ill. Reg. 6956; amended at 12 Ill. Reg. 6927, effective April 5, 1988; Sections 140.940 thru 140.972 recodified to 89 Ill. Adm. Code 149.5 thru 149.325 at 12 Ill. Reg. 7401; amended at 12 Ill. Reg. 7695, effective April 21, 1988; amended at 12 Ill. Reg. 10497, effective June 3, 1988; amended at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12 Ill. Reg. 11868, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069,

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

NOTICE OF ADOPTED AMENDMENT

effective February 28, 1989; amended at 13 Ill. Reg. 3351, effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective March 17, 1989; amended at 13 Ill. Reg. 5115, effective April 3, 1989; amended at 13 Ill. Reg. 5718, effective April 10, 1989; Sections 140.850 thru 140.896 recodified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill. Reg. 7040; amended at 13 Ill. Reg. 7025, effective April 24, 1989; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections 140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989; Section 140.110 recodified to 89 Ill. Adm. Code 148.120 at 13 Ill. Reg. 12118; amended at 13 Ill. Reg. 12562, effective July 17, 1989; amended at 13 Ill. Reg. 14391, effective August 31, 1989; emergency amendment at 13 Ill. Reg. 15473, effective September 12, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 16992, effective October 16, 1989; amended at 14 Ill. Reg. 190, effective December 21, 1989; amended at 14 Ill. Reg. 2564, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 3241, effective February 14, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 4543, effective March 12, 1990; emergency amendment at 14 Ill. Reg. 4577, effective March 6, 1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 5575, effective April 1, 1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 5865, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 7141, effective April 27, 1990; emergency amendment at 14 Ill. Reg. 7249, effective April 27, 1990, for a maximum of 150 days; amended at 14 Ill. 10062, effective June 12, 1990; amended at 14 Ill. Reg. 10409, effective June 19, 1990; emergency amendment at 14 Ill. Reg. 12082, effective July 5, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13262, effective August 6, 1990.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUPBART A: GENERAL PROVISIONS

Section 140.7 Medical Assistance Provided to Individuals Under the Age of Eighteen Who Do Not Qualify for AFDC and Infants Children Under Age One-Year Six

- a) Individuals Under Age Eighteen (18)
- 1) Medical assistance shall be provided to

(Source: Amended at 14 Ill. Reg. 13262, effective August 6, 1990)

- b) Infants Children Under Age One- (1)-year Six (6)
- Medical assistance shall be provided to infants children under age one-(1)-year six (6) who do not qualify as mandatory categorically needy persons-1902(a)-(1)-(A)-(i) and 1905(a)-of-the-(Social Security Act (42 U.S.C. 1902(a)(10)(A)(i) and 1905(n)) and meet the eligibility requirements of 89 Ill. Adm. Code 120.11, 120.31, 120.64.

Medical assistance shall be provided to infants children under age one ~~1~~ year six (6) who do not qualify as mandatory categorically needy 1902(a)(10)(A)(i) and 1905(n) of the (Social Security Act (42 U.S.C. 1902(a)(10)(A)(i) and 1905(n)) and meet the eligibility requirements of 89 Ill. Adm. Code 120.11, 120.31, 120.64.

- Section 140.7 Medical Assistance Provided to Individuals Under the Age of Eighteen Who Do Not Qualify for AFDC and Infants Children Under Age One-Year Six (Cont'd)
- individuals under the age of eighteen who do not qualify for AFDC under the definition of dependent child as defined in 89 Ill. Adm. Code 101.20 and 112.60 through 112.64. However, such individuals must meet the eligibility requirements and other provisions of 89 Ill. Adm. Code 112.10, 112.20, Part-112. Subparts C and D, 112.303, 112.304 and 112.307 through 112.309.
- 2) If non-exempt countable income is equal to or less than the appropriate MANG (AFDC) standard the individual is eligible for payment of his/her allowable medical care costs.
- 3) Persons whose income exceeds the appropriate MANG (AFDC) standard are eligible for medical assistance each month incurred or paid medical care costs equals the amount of excess non-exempt income over the standard. When income exceeds the MANG (AFDC) standard, eligibility begins on the day in the month incurred or paid medical care costs equals excess monthly income. Eligibility ends on the last day of the same month.

If non-exempt countable income is equal to or less than the appropriate MANG (AFDC) standard the individual is eligible for payment of his/her allowable medical care costs.

Persons whose income exceeds the appropriate MANG (AFDC) standard are eligible for medical assistance each month incurred or paid medical care costs equals the amount of excess non-exempt income over the standard. When income exceeds the MANG (AFDC) standard, eligibility begins on the day in the month incurred or paid medical care costs equals excess monthly income. Eligibility ends on the last day of the same month.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

- 1) The Heading of the Part: RIGHTS AND RESPONSIBILITIES
- 2) Code Citation: 89 Ill. Adm. Code 102
- 3) Section Number: Adopted Action:
Amendment
102.70
- 4) Statutory Authority: Sections 11-4 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 11-4 and 12-13)
- 5) Effective Date of Adopted Amendment: August 6, 1990
- 6) Does this rulemaking contain an automatic repeal date?
Yes X No
- 7) Does this Adopted Amendment contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 6, 1990
- 9) Notice of Proposal Published in Illinois Register: May 18, 1990 (89 Ill. Reg. 7399)
- 10) Has JCAR issued a Statement of Objections to this Adopted Amendment? No
- 11) Differences between proposal and final version: Based on comments received from the Joint Committee on Administrative Rules, the following changes were made to the text of this amendment:
- 1) at line 14 of subsection (d), a closed parenthesis is inserted after the period; and
- 2) subsection (f) is rewritten to read as follows:
- "f) Approval of General Assistance as a result of cancellation of AFDC or AABD or reduction of AFDC (Applicable Only in City of Chicago)
- 1) A notice of intended cancellation or reduction of benefits is sent to an AFDC or AABD recipient, in the City of Chicago, whose assistance is discontinued or a person deleted from the assistance unit (AFDC only) for one of the following reasons:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

- A) AABD
no longer blind, disabled.
- B) AFDC
i) no longer an eligible child in the home,
ii) no longer incapacitated,
iii) absent parent returned home,
iv) no longer an unemployed parent,
v) stepparent's liability sufficient to meet need,
vi) stepparent failed to verify income, or
vii) parent participating in a strike.
- 2) If a recipient from one of the programs listed in subsection (f)(1) applies for General Assistance (GA) within thirty (30) days of the notice of cancellation or reduction of benefits and if that recipient is determined to be eligible for GA such benefits shall be authorized with no gap in assistance (see also 89 Ill. Adm. Code 110.30)."
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this Adopted Amendment replace an Emergency Amendment Currently in effect? No
- 14) Are there any Amendments pending on this Part? No
- 15) Summary and Purpose of Adopted Amendment: This rulemaking implements P.A. 86-885 which requires the Department to institute policies and procedures to facilitate the timely processing of reapplications for assistance. As part of our compliance with P.A. 86-885, this rulemaking extends

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

from ten days to thirty days the time frame within which a parent participating in a strike may apply for General Assistance (in the City of Chicago) when found ineligible for AFDC or AABD. If the parent is eligible for General Assistance, he or she will receive assistance with no gap in benefits. Interested parties should also see 89 Ill. Adm. Code 110.30 which also appears in this issue of the Illinois Register.

- 16) Information and questions regarding this Adopted Amendment shall be directed to:

Name: Anita Williams, Staff Attorney
Office of the General Counsel

Address: Illinois Department of Public Aid
Jesse B. Harris Building II
100 South Grand Avenue East, 3rd Floor
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Adopted Amendment begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER a: GENERAL PROVISIONS

PART 102

RIGHTS AND RESPONSIBILITIES

Section

102.1	Incorporation By Reference
102.10	Rights of Clients
102.20	Nondiscrimination
102.25	Grievance Rights of Clients
102.30	Confidentiality of Case Information
102.35	Case Records
102.40	Freedom of Choice
102.50	Reporting Change of Circumstances
102.60	Referral Requirements
102.63	Reporting Child Abuse/Neglect
102.66	Suitability of Home
102.70	Notice to Client
102.80	Right to Appeal
102.81	Continuation of Assistance Pending Appeal
102.82	Time Limit for Filing an Appeal
102.83	Examining Department Records
102.84	Child Care
102.90	Voluntary Repayment of Assistance
102.100	Excess Assistance (Recodified)
102.110	Recoupment of Overpayments (Recodified)
102.120	Correction of Underpayments
102.200	Recovery of Assistance
102.210	Estate Claims
102.220	Real Property Liens
102.230	Filing and Renewal of Liens
102.240	Foreclosure of Liens
102.250	Release of Liens
102.260	Personal Injury Claims
102.270	Convictions of Fraud - Eligibility
102.280	Single Conviction of Fraud - Administrative Review Board

AUTHORITY: Implementing Article XI and authorized by Sections 12-4-4-through-12-4-6 and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987 1989, ch. 23, pars. 11-1 et seq. 7-12-4-4-through-12-4-6 and 12-13-)

SOURCE: Filed and effective December 31, 1977; peremptory rule at 2 Ill. Reg. 52, p. 449, effective December 13, 1978; amended

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

at 2 Ill. Reg. 52, P. 462, December 23, 1978; peremptory amendment at 3 Ill. Reg. 11, P. 39, effective March 1, 1979; amended at 3 Ill. Reg. 41, P. 167, effective October 1, 1979; amended at 3 Ill. Reg. 43, P. 196, effective October 15, 1979; amended at 5 Ill. Reg. 8035, effective July 27, 1981; amended at 5 Ill. Reg. 10775, effective October 1, 1981; amended at 6 Ill. Reg. 894, effective January 7, 1982; codified at 7 Ill. Reg. 5706; amended at 7 Ill. Reg. 8350, effective July 1, 1983; amended at 8 Ill. Reg. 18910, effective September 26, 1984; amended at 9 Ill. Reg. 327, effective December 31, 1984; amended at 9 Ill. Reg. 3730, effective March 13, 1985; amended at 9 Ill. Reg. 6812, effective April 26, 1985; amended at 9 Ill. Reg. 7162, effective May 1, 1985; amended at 9 Ill. Reg. 13091, effective August 16, 1985; amended at 9 Ill. Reg. 14704, effective September 13, 1985; amended at 9 Ill. Reg. 15912, effective October 4, 1985; amended at 10 Ill. Reg. 3981, effective February 22, 1986; amended at 10 Ill. Reg. 14795, effective August 29, 1986; amended at 10 Ill. Reg. 19088, effective October 24, 1986; Sections 102.100 and 102.110 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; amended at 11 Ill. Reg. 14067, effective August 10, 1987; amended at 11 Ill. Reg. 18239, effective October 30, 1987; amended at 12 Ill. Reg. 3735, effective February 5, 1988; amended at 13 Ill. Reg. 3940, effective March 10, 1989; amended at 14 Ill. Reg. 13279, effective August 6, 1990.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

Section 102.70 Notice to Client

- a) Every applicant for assistance shall be sent or given a written notice of disposition of the application.
- b) Every recipient for assistance shall be sent or given a written notice whenever assistance is reduced or discontinued.
- c) Notices denying, reducing, or discontinuing assistance shall contain the following information:
 - 1) A clear statement of the action being taken.
 - 2) A clear statement of the reason for the action.
 - 3) A reference to the statute, rule, or policy provision under the authority of which the action is taken.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section 102.70 Notice to Client (Cont'd)

- 4) A complete statement of the client's right to appeal (see subsection (d) below and Sections 102.80 thru 102.82).

d) Timely Notice

- 1) All notices concerning local office reduction or discontinuance of assistance shall be "timely". They shall be mailed or given at least ten (10) calendar days prior to the date the reduction or discontinuance will occur, and shall inform the client that if the client files an appeal within ten (10) calendar days of the date of the notice, his assistance will be continued at its previous level, pending the results of the appeal unless the client specifically requests that the assistance benefits not be continued. The notice shall be dated with the date it is mailed or given. (Day one of the ten (10) day period is the day following the date on the notice.) The date on a notice is the same date the notice is mailed.
- 2) Notices sent concerning reduction or discontinuance of assistance by agency action initiated centrally may be either "timely" or "adequate", as defined by federal regulation.
- e) Aid to Families With Dependent Children
 - 1) Every recipient who makes a written request for a grant increase or a special authorization shall be sent or given written notice of the disposition of the request within 45 days of the date of the request.
 - 2) Every recipient who makes a request for Special Assistance (89 Ill. Adm. Code 116.500) shall be sent or given a written notice of the disposition of the request within 5 working days of the date of the request.
 - 3) Every recipient who makes a request for Emergency Assistance (89 Ill. Adm. Code 116.510) shall be sent or given written notice of the disposition

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section 102.70 Notice to Client (Cont'd)

of the request within one working day of the date of the request.

- 4) Every recipient who makes a request for Hardship Assistance (89 Ill. Adm. Code 116.520) shall be sent or given written notice of the disposition of the request within 45 days of the date of the request.

- f) Approval of General Assistance as a result of cancellation of AFDC or AABD or reduction of AFDC (Applicable Only in City of Chicago)

1) A notice of intended cancellation or reduction of benefits is sent to an ~~Aid-to-Families-With-Dependent-Children-(AFDC)-or-Aid-to-the-Aged,-Blind-or-Disabled-(AABD)~~ AFDC or AABD recipient, in the City of Chicago, whose assistance is discontinued or a person deleted from the assistance unit (AFDC only) for one of the following reasons:

- 1) A) AABD
no longer blind, disabled.
- 2) B) AFDC
- A) i) no longer an eligible child in the home,
B) ii) no longer incapacitated,
C) iii) absent parent returned home,
D) iv) no longer an unemployed parent,
E) v) stepparent's liability sufficient to meet need,
F) vi) stepparent failed to verify income, or
G) vii) parent participating in a strike who applies for General Assistance-(GA)-within ten-(10)-days-of-the-notice-of-termination-of-detention-(AFDC-only)-will-be-provided-GA-benefits-with-no-

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section 102.70 Notice to Client (Cont'd)

~~gap-in-assistance-if-found-eligible-(see-also-89-III-Adm-Code-110.30).~~

- 2) If a recipient from one of the programs listed in subsection (f)(1) applies for General Assistance (GA) within thirty (30) days of the notice of cancellation or reduction of benefits and if that recipient is determined to be eligible for GA such benefits shall be authorized with no gap in assistance (see also 89 Ill. Adm. Code 110.30).

g) Food Stamp households shall be notified

- 1) If there is no change in benefits following submission of a change report form.
- 2) If food stamp benefits are being reduced or discontinued, the following additional information shall be included on the notice:
- A) the telephone number of the local Public Aid office;
- B) a statement indicating the household's liability for benefits received while waiting for a fair hearing decision, if the decision is adverse to the household; and
- C) a statement indicating the general availability of outside individuals or organizations providing free legal representation and the telephone number of those individuals or organizations.
- 3) A notice of approval shall be sent to eligible households by the 30th day following the date of application. If the household is found not eligible to participate, the notice of denial shall be sent by the 30th day following the date of application.
- 4) If the local office cannot act on an application by the 30th day because the case file is incomplete due to a household's delay, a notice of denial shall be sent on the 30th day. However, the household has an additional thirty

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Section 102.70 Notice to Client (Cont'd)

days to complete the application. If the delay is caused by the local office, a notice of pending status shall be sent to the household by the 30th day.

(Source: Amended at 14 Ill. Reg. 13279, effective August 6, 1990)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

1) The Heading of the Part: SUPPORT RESPONSIBILITY OF RELATIVES

2) Code Citation: 89 Ill. Adm. Code 103

3) Section Number: Adopted Action:

103.10 Amendment

4) Statutory Authority: Section 10-2 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Par.10-2)

5) Effective Date of Proposed Amendment: August 6, 1990

6) Does this rulemaking contain an automatic repeal date?
Yes ☐ No ☒

7) Does this Proposed Amendment contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: August 6, 1990

9) Notice(s) of Proposal Published in Illinois Register:

April 27, 1990 (14 Ill. Reg. 5965)

10) Has JCAR issued a Statement of Objections to this Adopted Amendment? No

11) Difference(s) between proposal and final version: Based on comments received from the Joint Committee on Administrative Rules, at line three of Section 103.10(d), after the word "married", the phrase "(regardless of current marital status)" is inserted.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No

14) Are there any Amendments pending on this Part? No

15) Summary and Purpose of Adopted Amendment: This rulemaking implements P.A. 86-431 which provides that a parent is not liable for the support for a child of any age if the child has married and is not living with the parent or parents.

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

NOTICE OF ADOPTED AMENDMENT

16) Information and questions regarding this Adopted Amendment shall be directed to:Name:

Anita Williams, Staff Attorney
Office of the General Counsel

Address:

Illinois Department of Public Aid
Jesse B. Harris Building II
100 South Grand Avenue East, 3rd Flr.
Springfield, Illinois 62762

Telephone:

(217) 782-1233

The full text of the Adopted Amendment begins on the next page:

Section

103.1

Incorporation By Reference

103.10

Support From Responsible Relatives

103.20

Determination Of Ability To Support

103.30

Redetermination Of Ability To Support

103.40

Failure or Refusal to Provide Information

103.50

Regarding Ability to Support

103. Table A

Modification or Release From Support Order

Liability

Standard For Determining Responsible Relative

Liability

AUTHORITY: Implementing and authorized by Article X of the Illinois Public Aid Code (Ill. Rev. Stat. 1987-1989, ch. 23, par. 10-1 et seq.).

SOURCE: Filed and effective December 30, 1977; amended at 3 Ill. Reg. 41, p. 171, effective October 1, 1979; amended at 6 Ill. Reg. 7441, effective June 16, 1982; codified at 7 Ill. Reg. 6493; amended at 10 Ill. Reg. 21898, effective December 12, 1986; amended at 11 Ill. Reg. 6493, effective March 27, 1987; amended at 12 Ill. Reg. 14681, effective August 31, 1988; amended at 13 Ill. Reg. 2496, effective February 14, 1989; amended at 13 Ill. Reg. 3954, effective March 10, 1989; emergency amendment at 13 Ill. Reg. 16180, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 14 Ill. Reg. 6395, effective April 16, 1990; amended at 14 Ill. Reg. 13288, effective August 6, 1990.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

Section 103.10 Support From Responsible Relatives

- a) The Department shall seek to obtain support for recipients from legally responsible individuals and shall seek the enforcement of support obligations with the following exception:

the Department shall not seek to obtain support for residents of long term care facilities if income of the spouse in the community is less

DEPARTMENT OF PUBLIC AID
NOTICE OF ADOPTED AMENDMENT

Section 103.10 Support From Responsible Relatives (Cont'd)
than or equal to the Community Spouse Maintenance
Needs Standard (as described at 89 Ill. Adm. Code
120.61) and total combined non-exempt assets of
the couple do not exceed the Community Spouse
Emergency Allowance (as described at 89 Ill. Adm.
Code 120.386).

b) The following persons are "responsible relatives" who
are legally responsible for the financial support and
maintenance of recipients:

- 1) Spouse for spouse.
- 2) Parents for children under 18 years of age.
- 3) Parents of children age 18 through 20 if living
with the parents.

c) Responsible relatives who are receiving public
assistance and/or Supplemental Security Income (SSI)
benefits shall be considered unable to support.

d) A parent is not legally responsible for the financial
support and maintenance of a child of any age who has
married (regardless of current marital status) and is
not living with the parent or parents.

(Source: Amended at 14 Ill. Reg. 13288, effective
August 6, 1990)

ILLINOIS REGISTER
DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part:

Newborn Metabolic Screening and Treatment Code

2) Code Citation:

77 Ill. Adm. Code 661

3) Section Numbers:

661.70

Adopted Action:

Amendments

4) Statutory Authority:

"AN ACT concerning the disease of phenylketonuria and other metabolic
diseases, designating certain powers and duties in relation thereto,
providing penalties for violation thereof, to repeal an Act therein named
and to make an appropriation in connection therewith."

Ill. Rev. Stat. 1989, ch. 111 /12, par. 4903 et seq.

5) Effective Date of Rules:

August 15, 1990.

6) Does this Rulemaking Contain an Automatic Repeal Date? Yes ___ No X

If "yes," please specify date:

7) Does this Rulemaking Contain Any Incorporations by Reference? Yes ___ No X

If "yes," please specify type: 6.02(a) ___ or 6.02(b) ___

If "6.02(b)," was a copy of the approval form issued by the Joint
Committee attached to this rulemaking? Yes ___ No ___

8) Date Filed in Agency's Principal Office:

August 15, 1990.

9) Date Notice(s) of Proposal was Published in Illinois Register:

March 23, 1990 - 14 Ill. Reg. 4443

10) Has the Joint Committee on Administrative Rules issued a Statement of
Objections to this/these Rules? Yes ___ No X

If "yes," please complete the following:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

- A) Statement of Objection: _____, Ill. Reg. _____
- B) Agency Response: _____, Ill. Reg. _____
- C) Date Agency Response Submitted for Approval to the Joint Committee: _____

11) Difference Between Proposal and Final Version:

The following changes were made in response to comments received during the first notice or public comment period:

Section 661.70(a), the Department will add "Samples for applicants and recipients of public assistance under the Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, par. 1 et seq.) shall not be assessed a fee."

In addition, various typographical, grammatical and form changes were made in response to the comments from the Administrative Code Division and the Joint Committee on Administrative Rules.

- 12) Have all the changes agreed upon by the Agency and the Joint Committee been made as indicated in the agreement letter issued by the Joint Committee?

The Department has made all the changes to which it agreed with the Joint Committee.

- 13) Will the Rules Replace an Emergency Rule Currently In Effect?

Yes No X

- 14) Are there any other Amendments Pending on this Part? Yes No X

If Yes:

Section Numbers	Proposed Action	Ill. Reg. Citation

- 15) Summary and Purpose of Rules:

The existing Program screens all newborns in Illinois for biotinidase deficiency, congenital adrenal hyperplasia, galactosemia, congenital primary hypothyroidism, phenylketonuria, and sickle cell disease/trait. The Program also provides comprehensive follow-up services to all infants

at risk and/or diagnosed with one of the above disorders. Early detection of these serious disorders prevents slow or poor physical and mental development and avoids costly rehabilitative services. Current rules describe the responsibility; collection of blood and submission of specimens; interpretation of results; designation of consultants; reports; diagnosis and treatment; and fee-for-service necessary to help fulfill the Department's obligation for fulfilling the newborn screening mandate.

The State's newborn screening and follow-up services are funded by a combination of federal and state sources. In FY90 the laboratory will fund operations from fees, a federal SPRANS grant entitled "Newborn Screening for Sickle Cell Disease/Trait and other Hemoglobinopathies," and State General Revenue. Rules allow the Department to assess a fee to the hospital submitting the specimens, unless the infant is eligible for Public Aid. Of the 180,000 babies born in Illinois each year, approximately 45,000 or 25% are Public Aid eligible and no charge is currently made for this group. A fee of \$4.00 per newborn is charged for the remaining infants, and in FY90 will generate \$620,000. The fees collected are allocated directly to the laboratory for expenditure and do not fund any follow-up activities. Additionally, the laboratory will receive \$280,407 from the SPRANS grant and \$339,263 must be supplied from GR funding to meet the needs of the laboratory for this period. The total estimated need for laboratory activities is \$1,239,670.

In FY90 the Genetic Diseases Program will be funded from three sources--federal SPRANS grant, State General Revenue, and the Maternal and Child Health Block grant. Follow-up services require \$245,835 from the federal SPRANS grant, \$90,000 from general revenue for personal services and \$427,200 from the MCH block grant for medical treatment product, and operations. The projected total cost is \$763,035.

The expansion of the Genetic Diseases Program from a PKU screening program to one with a mandate for screening for six disorders makes it imperative that a funding source be identified which will allow for the self sufficient operation of the program. This is even more apparent because the largest percentage of the funding to run the entire screening program is from federal sources such as SPRANS which will not be available in the future. The necessary revenue could be obtained through an increase in the fee for service. It is proposed by the Department to increase the fee-for-service from \$4.00 to 20.00 per infant and to collect reimbursement on all infants including those eligible for Public Aid. An increase to \$20 per infant will generate an additional \$2,880,000 per year or a total of \$3,600,000. This increase will be justified if the funds generated are allocated for expenditure by both the laboratory and the Genetic Diseases Program components. By increasing the fee, the Newborn Screening Program will generate enough income to be self-supporting and funds will be released from general revenue and the MCH block grant to

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED AMENDMENTS

assist in funding the genetic counseling portion of the Genetic Diseases Program.

- 16) Information and Questions regarding this Adopted Rulemaking shall be directed to:

Mr. Robert John Kane, Division of Governmental Affairs, Department of Public Health, 525 West Jefferson, Second Floor, Springfield, Illinois 62761, 217/782-6187.

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF ADOPTED AMENDMENTSCHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER i: MATERNAL AND CHILD HEALTHPART 661
NEWBORN METABOLIC SCREENING AND TREATMENT CODE

Section	
661.10	Responsibility
661.15	Definitions
661.20	Collection of Blood and Submission of Specimens
661.30	Interpretation of Results
661.35	Designation of Consultants
661.40	Reports
661.50	Diagnosis and Treatment
661.60	Exemption
661.70	Fee Assessment and Payment

AUTHORITY: Implementing and authorized by "AN ACT concerning the disease of phenylketonuria and other metabolic diseases, designating certain powers and duties in relation thereto, providing penalties for violation thereof, to repeal an Act therein named and to make an appropriation in connection therewith." (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 4903 et seq.).

SOURCE: Adopted December 14, 1973; emergency rules at 3 Ill. Reg. 28, p. 224, effective June 28, 1979, for a maximum of 150 days; rules repealed and new rules adopted at 3 Ill. Reg. 48, p. 42, effective November 20, 1979; amended at 5 Ill. Reg. 4593, effective April 15, 1981; amended and codified at 8 Ill. Reg. 19041, effective September 26, 1984; amended at 11 Ill. Reg. 12921, effective August 1, 1987; amended at 13 Ill. Reg. 15079, effective October 1, 1989; amended at 14 Ill. Reg. 13292, effective August 15, 1990.

Section 661.70 Fee Assessment and Payment

- a) Each person who submits to the Department any sample for newborn screening shall be assessed a fee of \$204.00 for such analysis unless+ specimens are requested by the Department for follow-up purposes. Samples for applicants and recipients of public assistance under the Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, par. 1 et seq.) shall not be assessed a fee.
- 1) The specimen analysis is to be billed by the Department to any other state agency or recognized local health department.
- 2) Specimens are requested by the Department for follow-up purposes.
- b) Statements of fee assessment shall be mailed to persons submitting specimens for analysis on a monthly basis.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

- c) Payment shall be rendered to the Department upon receipt of the monthly statement of fee assessment.

(Source: Amended at 14 Ill. Reg. 13292, effective August 15, 1990)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

- 1) The Heading of the Part: Illinois Promotion Act Programs

- 2) Code Citation: 14 Ill. Adm. Code 510

- 3) Section Numbers: Emergency Action:

510.110	New Section
510.120	New Section
510.130	New Section
510.140	New Section
510.150	New Section
510.160	New Section
510.170	New Section
510.175	New Section
510.180	New Section
510.185	New Section
510.190	New Section
510.195	New Section
510.200	New Section
510.205	New Section

- 4) Statutory Authority: Implementing Sections 4(g) and 8a and authorized by Section 9 of the Illinois Promotion Act (Ill. Rev. Stat. 1989, ch. 127, pars. 200-24(g), 200-28a, and 200-29).

- 5) Effective Date of Amendments: August 6, 1990

- 6) If these emergency amendments are to expire before the end of the 150-day period, please specify the date on which it is to expire: Not applicable.

- 7) Date filed in Agency's Principal Office: August 3, 1990.

- 8) Reason for Emergency: The General Assembly, in Section 2 of the Act, declared "(a) That the health, safety, morals and general welfare of the people of the State are directly dependent upon the continual encouragement, development, growth and expansion of tourism within the State; (b) that unemployment, the spread of indigency, and the heavy burden of public assistance and unemployment compensation can be alleviated by the promotion, attraction, stimulation, development and expansion of tourism in the State; (c) that the policy of the State of Illinois, in the interest of promoting the health, safety, morals and welfare of all the people of the State, is to increase job opportunities throughout the State by making available grants to be made to local promotion groups for promotional purposes."

There are tourist attractions of cultural, historic and recreational importance which require immediate rehabilitation or reconstruction to ensure that they are preserved. There are also opportunities for development of new tourist attractions which must be funded immediately

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

to ensure that they will be ready for the beginning of the next tourist season. Without immediate action opportunities for stimulating job creation and private investments will be lost to the State.

Although the legislation authorizing the program was effective September 17, 1987, the program did not receive funding until July 13, 1990. It is therefore, necessary to move quickly and have rules in place to begin awarding grants by October 1st.

- 9) A Complete Description of the Subjects and Issues Involved: This rulemaking serves to implement the "Tourism Attraction Loan and Grant Program" authorized by the Illinois Promotion Act. Specifically, the rules describe the program purpose, eligible uses of loan and grant funds, eligible applicants, funding limitations, application cycle, application documentation, evaluation process, selection for funding, leverage, allocation of appropriations, and administrative requirements. Because another program, authorized by the Act, has been added to the Part, it is necessary to clarify the rules by adding subpart headings - "SUBPART A: TOURISM MATCHING GRANT PROGRAM" (for Section 510.10-510.100) and "SUBPART B: TOURISM ATTRACTION LOAN AND GRANT PROGRAM" (for Sections 510.110-510.205). Accordingly, the heading of the Part has been changed to "Illinois Promotion Act Programs".

- 10) Are there any proposed amendments to this Part pending? No.

- 11) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a state mandate as defined in Section 3(b) of the State Mandates Act (Ill. Rev. Stat. 1989, ch. 85, par. 2203).

- 12) Information and questions regarding these amendments shall be directed to:

Mr. John D. Taylor, Deputy Director
Department of Commerce and Community Affairs
Bureau of Program Administration
620 East Adams Street, 5th Floor
Springfield, Illinois 62701
(217) 782-6136

The full text of the emergency amendments begins on the next page:

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

TITLE 14: COMMERCE

SUBTITLE C: ECONOMIC DEVELOPMENT

CHAPTER I: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

PART 510

ILLINOIS PROMOTION ACT PROGRAMS

SUBPART A: TOURISM MATCHING GRANT PROGRAM

Section	Purpose
510.10	Authority
510.20	Definitions
510.30	Computation of Time
510.40	Allocation of Appropriations to Applicants
510.50	Form of Application
510.60	Application Procedures
510.70	Department Review Procedures
510.80	Agreement
510.90	Provision for Amendment to This Part
510.100	Severability

SUBPART B: TOURISM ATTRACTION LOAN AND GRANT PROGRAM

Section	Purpose
510.110	EMERGENCY
510.120	Definitions
510.130	Eligible Uses of Loan and Grant Funds
510.140	Eligible Applicants
510.150	Funding Limitation
510.160	Application Cycle
510.170	Application Documentation
510.175	Evaluation Process
510.180	Selection for Funding
510.185	Leverage
510.190	Allocation of Appropriations
510.195	Administrative Requirements for Loans
510.200	Administrative Requirements for Grants

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

EMERGENCY

510.205 Administrative Requirements for Loans and Grants

EMERGENCY

AUTHORITY: Implementing and authorized by the Illinois Promotion Act (Ill. Rev. Stat. 1989, ch. 127, pars. 200-21 et seq.).

SOURCE: Filed December 30, 1977; codified at 6 Ill. Reg. 15011; emergency amendment at 14 Ill. Reg. 13298, effective August 6, 1990, for a maximum of 150 days.

NOTE: Capitalization denotes statutory language.

SUBPART B: TOURISM ATTRACTION LOAN AND GRANT PROGRAM

Section 510.110 Purpose
EMERGENCY

Section 8a of the Illinois Promotion Act (Act) (Ill. Rev. Stat. 1989, Ch. 127, par. 200-28a) authorizes the Department of Commerce and Community Affairs to make grants to counties, municipalities or local promotion groups and loans to for-profit businesses for the development or improvement of tourism attractions in Illinois.

(Source: Emergency rule added at 14 Ill. Reg. 13298, effective August 6, 1990 for a maximum of 150 days)

Section 510.120 Definitions
EMERGENCY

"Application" means a request for program funds including the required forms and attachments.

"Department" means the Department of Commerce and Community Affairs.

"LOCAL PROMOTION GROUP" MEANS ANY NON-PROFIT CORPORATION, ORGANIZATION, ASSOCIATION, AGENCY OR COMMITTEE THEREOF FORMED FOR THE PRIMARY PURPOSE OF PUBLICIZING, PROMOTING, ADVERTISING OR OTHERWISE ENCOURAGING THE DEVELOPMENT OF TOURISM IN ANY MUNICIPALITY, COUNTY, OR REGION OF ILLINOIS (Section 3(b) of the Act).

"Municipality" means "municipality" as defined in Section 1-1-2 of the Illinois Municipal Code (Ill. Rev. Stat. 1989, ch. 24, par. 1-1-2 (1)).

"Program" means the Tourism Attraction Loan and Grant Program

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

"Project" means an activity or activities funded by the Tourism Attraction Loan and Grant Program.

"Recipient" means a Local Promotion Group, county or municipality that has been awarded a grant or a for-profit business that has been awarded a loan under this Program.

"Tourism attraction" means fishing and hunting areas, historical sites, vacation regions, areas of historic or scenic interest, museums, recreation areas and facilities and other facilities or businesses which attract or serve travelers.

(Source: Emergency rule added at 14 Ill. Reg. 13298, effective Aug. 6, 1990 for a maximum of 150 days)

Section 510.130 Eligible Uses of Loan and Grant Funds
EMERGENCY

a) Eligible Projects and Activities - Activities assisted by this program may include the following: Provision of assistance to counties, municipalities, local promotion groups and for-profit businesses for such activities as land acquisition, public facilities, construction, renovation and improvements (such as water, sewer, roads and utility lines); acquisition, construction, reconstruction, and rehabilitation of buildings; purchase and installation of machinery and equipment; working capital and operational expenses; feasibility studies and analyses, research and development, and marketing and management planning for new tourist attractions; and other activities necessary to develop or improve an existing tourist attraction or develop a new tourist attraction which is not expressly prohibited in subsection(b).

b) Ineligible Projects and Activities - The following is a selective list of activities that are ineligible for funding: debt refinancing, contingency funding and normal operating expenses.

(Source: Emergency rule added at 14 Ill. Reg. 13298, effective Aug. 6, 1990 for a maximum of 150 days)

Section 510.140 Eligible Applicants
EMERGENCY

a) Only counties, municipalities and local promotion groups as defined in Section 510.120 may apply for grants.

b) Only for-profit businesses may apply for loans.

(Source: Emergency rule added at 14 Ill. Reg. 13298, effective Aug. 6, 1990 for a maximum of 150 days)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

Section 510.150 Funding Limitation
EMERGENCY

The Department shall provide no more than 50 percent of the entire amount of actual expenditures for a single project, not to exceed \$40,000.

(Source: Emergency rule added at 14 Ill. Reg. 13298 effective Aug. 6, 1990, for a maximum of 150 days)

Section 510.160 Application Cycle
EMERGENCY

a) The Department will supply interested entities with an application package upon request. Applications under this program will be accepted on an ongoing basis.

b) Applications will be accepted at the following addresses:

- 1) Department of Commerce and Community Affairs, 620 East Adams, Springfield, IL 62704; or
- 2) Department of Commerce and Community Affairs, State of Illinois Center, 100 W. Randolph, Suite 3-400, Chicago, IL 60601.

(Source: Emergency rule added at 14 Ill. Reg. 13298, effective Aug. 6, 1990, for a maximum of 150 days)

Section 510.170 Application Documentation
EMERGENCY

a) All applications must include documentation of the following:

- 1) Description of the Project - a summary description of the project.
- 2) History - a brief history of the applicant, including its legal organization, i.e., articles of incorporation, if incorporated as a not-for-profit or for-profit entity or statutory authority as a governmental entity and approval of the project by the appropriate entity.
- 3) Use of Funds - a detailed explanation of the use of the grant or loan funds.
- 4) Results - a statement of the expected outcome and benefits to the State as a result of this project in terms of development or improvement of tourism attractions. Preference will be given to projects which demonstrate the

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

greatest potential for increasing hotel/motel occupancy and travel into and throughout the State of Illinois stimulating the economic growth of the tourism industry.

- 5) Project Implementation Schedule - a list of the timelines for major project milestones and/or activities including the start and end date of each activity.
 - 6) Management - listing of those individuals that are responsible for the management of the tourist attraction, their positions and responsibilities, and resumes of key senior individuals at the site location.
 - 7) Land and Building Information (if applicable) - for land and/or building acquisition, an MAI appraisal and a copy of the purchase option or agreement; for building construction or renovation, a contractor's or architect's cost estimates.
 - 8) Description of Machinery and Equipment (if applicable) - identification of major equipment or classes of equipment to be acquired with the Department's program funds; for acquisition of new machinery and equipment, attachment of reliable vendor cost estimates; for moving and installation costs, attachment of written estimates; for used machinery and equipment acquisition, an appraisal demonstrating that the fair market value is consistent with the purchase price.
 - 9) Description of Working Capital (if applicable) - a description of the type of working capital needs to be financed with the Department's program funds.
 - 10) Letters of Commitment - documentation of all sources of leveraging; loan commitment from financial institutions must have language indicating the loan amount, the specified term and interest, collateral, conditions attendant to the loan, and the fact that the loan is approved; any commitment to purchase a revenue bond must have an executed inducement resolution and the rates, terms, and conditions of approval by the buyers.
 - 11) Site Map - an outline of the general location of the project on a site map, reflecting the location of any floodplain areas or wetlands.
- b) In addition to the requirements of subsection (a), for-profit businesses must include documentation of the following:
- 1) Market Information - information on the company's products or services and identification of existing and potential

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

major customers and competitors.

- 2) Historical Financial Statements - historical financial statements for the past three years and interim statements dated no more than ninety days prior to application including:

- A) Profit and Loss Statements;
- B) Balance Sheets;
- C) Cash Flow Statements; and
- D) Disclosure of Contingent Liabilities.

- 3) Projected Financial Statements - three year projections of the Profit and Loss Statement and Balance Sheet and a one year Monthly Cash Flow Projection.

- 4) Ownership - the company will provide a detailed statement of ownership which shall include a percentage of ownership. Such statements shall clearly identify any ownership interest which amounts to 20% or more, any ownership and/or any interest which is considered to be controlling the business, contractual activities of the company. For all such entities which meet any of these conditions, a personal financial statement(s) shall be provided.

- 5) The Department shall waive the requirements of subsections (b)(1) through (4) when:

- A) The company has submitted a comprehensive business plan or company annual reports;
- B) The company is publicly owned and traded; and
- C) The company's historic financial condition is deemed excellent, meeting industry standards in accordance with Section 510.175(b).

(Source: Emergency rule added at 14 Ill. Reg. 13298, effective Aug. 6, 1990, for a maximum of 150 days)

Section 510.175 Evaluation Process
EMERGENCY

The Department shall screen all applications to determine whether all requirements of the application package have been addressed and whether the

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

applicant is eligible for funding. Applicants will be notified of deficiencies in applications and given an opportunity to correct such deficiencies through submission of additional documentation. This review and evaluation process will be completed within 60 days of the receipt of a complete application. Department staff will conduct an evaluation of each application.

a) Technical Evaluation Component

- 1) Project Implementation Readiness - the application must show that the project is ready for implementation by providing a time schedule for immediate project initiation; detailed cost estimates which demonstrate cost feasibility of the project.
- 2) Project Impact - the application must clearly demonstrate a positive project impact consisting of an expected increase in tourists to the area, or ability to better serve or accommodate tourists.

- b) Financial Evaluation Component - the Department will conduct a financial analysis of the loan application submitted by for-profit companies. The Department will review the company's financial statements, including the annual balance sheets and profit and loss statements for the past three years, as well as the most recent ninety days, and a three year projected balance sheet and profit and loss statement, as well as a one year monthly cash flow statement. A comprehensive business plan or company annual reports may be submitted in lieu of the aforementioned material. This will be reviewed through a standard credit analysis which will determine the: liquidity and debt coverage for the project; ability of the company to manage debt; business trends; and projected earnings. This data will be compared to similar data for companies in the same industry using the 1988 (no later amendments or editions included) "RNA Annual Statement Studies: (published by Robert Morris Associates, P. O. Box 8500, S-1140, Philadelphia, PA 19178, or a comparable source if such industry is evaluated by this source or a comparable source. This standard credit analysis will determine the financial stability of the company and need for funding.

(Source: Emergency rule added at 14 Ill. Reg. 13298, effective August 6, 1990, for a maximum of 150 days)

Section 510.180 Selection for Funding
EMERGENCY

Applications which best meet the objectives of the program and demonstrate the greatest potential as a tourist attraction will receive loan or grant funds

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

until all available funds are expended.

(Source: Emergency rule added at 14 Ill. Reg. 13298, effective Aug. 6, 1990, for a maximum of 150 days)

Section 510.185 Leverage
EMERGENCY

The applicant must leverage additional financial resources for the project over and above funding provided by the Department in an amount not less than 50% of the project's actual expenditures.

a) Allowable leverage includes:

- 1) Term loan proceeds, bond sale proceeds or other forms of financial institution participation;
- 2) Other public grant or loan program funds;
- 3) Use of retained earnings, proceeds of a public stock offering or other cash equity, excluding pre-project officer notes payable, off-balance sheet debt financing and goodwill.
- 4) Local hotel/motel tax, membership dues, or other cash contributions.

b) Unallowable leverage:

- 1) Costs incurred or funds expended prior to date of grant or loan award;
- 2) Funds from other Department funded programs (although they may be used to further the project);
- 3) Existing equipment, buildings, furnishings, or inventory, already owned;
- 4) Lines of credit;
- 5) Contracts for deed without a due and payable clause or which is an apparent substitution for simple rent;
- 6) Post project costs such as normal operational expenses;
- 7) Debt refinancing; and
- 8) In-kind contributions.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

(Source: Emergency rule added at 14 Ill. Reg. 13298, effective Aug. 6, 1990, for a maximum of 150 days)

Section 510.190 Allocation of Appropriations
EMERGENCY

a) Allocation between grant and loans - The allocation between grants and loans shall be:

- 1) 40% of the amount of the fiscal year appropriation to the Department shall be allocated to grants.
- 2) 60% of the amount of the fiscal year appropriation to the Department shall be allocated to loans.

b) The allocation between counties shall be:

- 1) 67% of the amount of the fiscal year appropriation to the Department shall be allocated to municipalities, counties, local promotion groups and for-profit businesses not wholly or partially within any county of more than 1 million population.
- 2) 33% of the amount of the fiscal year appropriation to the Department shall be allocated to municipalities, counties, local promotion groups and for-profit businesses wholly or partially within any county of more than 1 million population.

c) Feasibility Studies - No more than 10% of the total amount allocated in a fiscal year for grants may be used for feasibility studies and analyses, research and development and management and marketing planning.

(Source: Emergency rule added at 14 Ill. Reg. 13298 effective Aug. 6, 1990, for a maximum of 150 days)

Section 510.195 Administrative Requirements For Loans
EMERGENCY

a) Loan Terms - The Department will negotiate the loan terms and amortization schedule. All payments shall be applied first to interest and then to principal.

b) Events of Default - The entire principal of the loan, and the interest then accrued thereon, shall become due and be immediately due and payable upon the written demand of the Department, without any other notice or demand of any kind or any presentment of protest, if any one of the following events (hereafter an "event of

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

default") shall occur and be continuing at the time of such demand, whether voluntarily or involuntarily, or without limitation, occurring or brought about by operation of law or pursuant to or in compliance with any judgment, decree or order of any court or any order, rules or regulations of any administrative or governmental body, provided, however that such sum shall not be then payable if Recipient's payments have been deferred. The Department will make deferrals based upon case by case review of the Recipient's financial statement and projections to determine if the Recipient will be able to make payments at a future date.

- 1) Non-Payment of Loan - If the Recipient shall fail to make payment when due of any installment of principal on the loan, or interest accrued thereon and if the failure to make payment shall remain unremedied for fifteen (15) days.
- 2) Non-Payment of Other Indebtedness - If default shall be made in the payment when due of any installment of principal or of interest on any of the Recipient's other indebtedness (any creditor the Recipient owes) and if such default shall remain unremedied for (15) days.
- 3) Incorrect Representation or Warranty - If any representation or warranty contained in, or made in connection with the execution and delivery of, the loan agreement, or in any certificate furnished pursuant hereto, shall prove to have been incorrect.
- 4) Default in Covenants - If the Recipient shall default in the performance of any other term, covenant or agreement contained in the loan agreement, and such default shall continue unremedied for thirty (30) days after either:
 - A) it becomes known to an executive officer of the Recipient; or
 - B) written notice thereof shall have been given to the Recipient by the Department.
- 5) Voluntary Insolvency - If the Recipient shall cease to pay its own debts as they mature or shall voluntarily file a petition seeking reorganization of, or the appointment of a receiver, trustee, or liquidation of its assets or to effect a repayment plan with creditors, or shall be adjudicated bankrupt, or shall make a voluntary assignment for the benefit of creditors.
- 6) Involuntary Insolvency - If an involuntary petition shall be filed against the Recipient under any bankruptcy or

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

insolvency law seeking the reorganization of or the appointment of any receiver, trustee or liquidator for the Recipient, or the property of the Recipient, or a writ or warrant of attachment shall be issued against the property of the Recipient and such petition shall not be dismissed, or such writ or warrant of attachment shall not be released, or bonded within thirty (30) days after filing or levy.

- 7) Judgments - If any financial judgment for the payment of money that is not fully covered by liability insurance shall be rendered against the Recipient, and within thirty (30) days, shall not be discharged, or an appeal therefrom taken and execution thereon effectively stayed pending such appeal, and, if such judgment be affirmed on such appeal, the same shall not be discharged within thirty (30) days.
- c) Notice of Default - The Recipient agrees to give written notice to the Department of any event, within 15 days after the event, which constitutes an event of default as specified in subsection(b).
- d) Maintenance and Insurance of Property
 - 1) The Recipient shall at all times maintain the property provided as security for the loan in such condition and repair that the Department's security will be adequately protected.
 - 2) The Recipient shall maintain, during the term of the loan, adequate (at least covering the amount of the loan) hazard (e.g., tornado, hail, acts of God) insurance policies, covering fire and extended coverage for all such other hazards and issued by an insurance company authorized to do business in the State of Illinois with loss payable clauses in favor of the Department.
 - 3) The Recipient shall, if at any time during the life of the loan the Recipient's property is declared to be within a flood hazard area, purchase federal flood insurance if available. Such insurance shall be equal to the amount of the loan.
 - 4) The Recipient shall maintain liability and worker's compensation insurance. The Recipient shall provide written notice to the Department of any public hearing or meeting before any administrative or other public agency which may, in any manner, affect the chattel, personal property or real estate securing the loan.

(Source: Emergency rule added at 14 Ill. Reg. 13298, effective Aug. 6, 1990.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

for a maximum of 150 days)

Section 510.200 Administrative Requirements For Grants
EMERGENCY

- a) Termination of Grant - Grants shall be terminated for the following reasons:

1) Termination due to Loss of Funding - In the absence of state funding for a fiscal year, all grants for that year will be terminated in full. In the event of a partial loss of state funding, the Department will make proportionate cuts to all Recipients. In the event the Department suffers such a loss of funding in full or part, the Department will give the Recipient written notice setting forth the effective date of full or partial termination, or if a change in funding is required setting forth the change in funding and changes in the approved budget.

- 2) Termination for Cause

A) If the Department determines that the Recipient has failed to comply with the terms and conditions of the grant, the Department shall terminate the grant in whole, or in part, at any time before the date of completion. Circumstances which will result in the termination of a grant include, but are not necessarily limited to the following: consistent failure to submit required reports; failure to maintain required records; failure to protect inventory; misuse of equipment purchased with grant funds; evidence of fraud and abuse; and consistent failure to meet performance standards. These circumstances are explained in the grant agreement.

B) The Department shall promptly notify the Recipient in writing of the determination to terminate, the reasons for such termination, and the effective date of the termination. Payments made to the Recipient or recoveries by the Department shall be made in accordance with legal rights and liabilities explained in the grant agreement.

- 3) Termination by Agreement - The Department and the Recipient shall terminate the grant in whole, or in part, when the Department and the Recipient agree that the continuation of the program objectives would not produce beneficial results commensurate with the future expenditure of funds. The

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

Department and the Recipient shall agree upon termination conditions, including the effective date and, in the case of partial termination, the portion to be terminated. The Recipient shall not incur new obligations for the terminated portion after the effective date, and shall cancel as many outstanding obligations as possible. The Department shall allow full credit to the Recipient for the Department's share of the noncancellable obligations, properly incurred by the Recipient prior to termination.

- b) Interest on Grant Funds - In accordance with Section 10 of the Illinois Grant Funds Recovery Act (Ill. Rev. Stat. 1989, ch. 127, par. 2310), all interest earned on funds held by the Recipient under the grant shall become part of the grant when earned. Any interest earned under the grant, and not expended as grant principal during the term of the grant, shall be returned to the Department.

- c) Record Retention - The Recipient will, as often as deemed necessary by the Department or the Auditor General of the State of Illinois, permit the Department and the Auditor General or any of their duly authorized representatives to have full access to and the right to examine any pertinent books, documents, papers and records of the grantee involving transactions related to a grant under this program for three (3) years of the date of submission of the final expenditure report or until the audit findings have been resolved, whichever is later. The Recipient shall include in all contracts under this grant program a provision that the Department or the Auditor General or any of their duly authorized representatives will have full access to and the right to examine any pertinent books, documents, papers and records for any such contractor involving transactions related to the contract for three (3) years from the final payment under the contract. The term "contract" as used in this clause excludes purchase orders not exceeding \$2,500.

- d) Grant Close-out - In accordance with Section 4 of the Illinois Grant Funds Recovery Act, all funds remaining at the end of the grant period or at the expiration of the period of time grant funds are available for expenditure or obligation by the Recipient shall be returned to the Department within 45 days. The Recipient agrees to repay the Department for any funds that are determined by the Department to have been spent in violation of the grant agreement.

(Source: Emergency rule added at 14 Ill. Reg. 13298 effective Aug. 6, 1990, for a maximum of 150 days)

Section 510.205 Administrative Requirements for Loans and Grants

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

EMERGENCY

- a) Audits - The Recipient shall be responsible for securing any compliance audit required of grant/loan records. Such audit must be performed by an independent certified public accountant, licensed by authority of the State of Illinois pursuant to the Illinois Public Accounting Act (Ill. Rev. Stat. 1989, ch. 111, pars. 5500 et seq.) The audit must be conducted in accordance with generally accepted auditing standards adopted by the AICPA (1989).
- b) Special Audits - The Department reserves the right to conduct special audits, including but not limited to an agency-wide audit, at any time during normal working hours, of the funds expended under Department grants or loans.
- c) Monitoring and Evaluation - Recipients must permit any agent authorized by the Department, upon presentation of credentials to, in accordance with the constitutional limitation on administrative searches, have full access to and the right to examine any documents, papers, and records of the Recipient involving transactions related to a grant/loan from the Department.
- d) Complaint Process - In the event of a Recipient complaint, the Department will follow the procedures outlined in 47 Ill. Adm. Code 10 (Review and Appeal Procedures).
- e) Nondiscrimination - The Recipient shall refrain from unlawful discrimination in employment and undertake affirmative action to assure equality of employment opportunity and eliminate the effects of past discrimination in accordance with the Illinois Human Rights Act (Ill. Rev. Stat. 1989, ch. 68, pars. 1-101 et seq.).
- f) Financial Management Standards - The Recipient's financial management system shall be structured under the Accounting Standards of the Financial Accounting Standards Board of the American Institute of Certified Public Accountants (AICPA) September 19, 1987, no later amendments or editions included) to maintain control and accountability over grant/loan funds.
- g) Integration Clause - The grant/loan agreement, with attachments, as written is a full and complete agreement between the parties and there are no oral agreements or understandings between the parties that have been reduced to writing herein.
- h) Severability Clause - If any provision under the grant/loan agreement or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF EMERGENCY AMENDMENTS

does not affect any other provision or its application of the agreement which can be given effect without the invalid provision of application.

- i) Waivers - A waiver of any condition of the agreement must be in writing and signed by the Director of the Department or his designee.
- j) State not Liable - Recipients shall save the State of Illinois harmless from any and all claims, demands, and actions based upon or arising out of any services performed by themselves or by their agents or employees under this agreement. The Department by entering into this agreement does not pledge or promise to pledge the assets of the State nor does it promise to pay any compensation to the grant or loan recipients from any monies of the treasury of the State except such monies as shall be appropriated and paid to the Recipient by the Department.
- k) Indemnity - The Recipient agrees to assume all risks of loss and to indemnify and hold the Department, its officers, agents and employees, harmless from and against any and all liabilities, demands, claims, damages, suits, costs, fees, and expenses, incident thereto, for injuries or death to persons and for loss of, damage to, or destruction of property because of the Recipient's negligence, intentional acts or omissions. In the event of any demand or claim, the Department will notify the Recipient in writing. The Department may elect to defend any such demand or claim against the Department and will be entitled to be paid by the Recipient for all damages.
- l) Insurance - The Recipient shall provide Worker's Compensation Insurance or the same as required, and shall accept full responsibility for the payment of Unemployment Insurance, premiums for Worker's Compensation, Social Security, and retirement and health insurance benefits, as well as all income tax deductions and any other taxes or payroll deductions required by law for its employees who are performing services specified by the grant/loan agreement.
- m) Appropriations - Obligations of the Department shall cease immediately without penalty of further payment being required if in any fiscal year the General Assembly fails to appropriate or otherwise make available sufficient funds for the grant/loan agreement.
- n) Certifications - The Recipient shall certify that it is not barred from being awarded a contractor/subcontract under Section 10.1 of the Illinois Purchasing Act (Ill. Rev. Stat. 1989, ch. 127, par. 132.10-1). The Recipient shall certify that it has not been

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

DEPARTMENT OF CORRECTIONS

NOTICE OF EMERGENCY AMENDMENTS

NOTICE OF EMERGENCY AMENDMENTS

barred from contracting with a unit of state or local government as a result of a violation of Section 33E-3 or 33E-4 of the Criminal Code of 1961 (Ill. Rev. Stat. 1989, ch. 38, par. 33E-3 and 33E-4).

- o) Reports - Recipients must submit, as required by the Department, reports on the financial status of the project and narrative reports on outcomes and results.

(Source: Emergency rule added at 14 Ill. Reg. 13298 effective Aug. 6, 1990, for a maximum of 150 days)

- 1) Heading of the Part: HEALTH CARE
- 2) Code Citation: 20 Ill. Adm. Code 415
- 3) Section Numbers: Emergency Action:
415.15 Amend
415.20 Amend
415.70 Add
- 4) Statutory Authority: Implementing and authorized by Section 3-2-2 of the Unified Code of Corrections (Ill. Rev. Stat. 1989, ch. 38, par. 1003-2-2).
- 5) Effective Date of Rule(s) (Amendments, Repealer): August 15, 1990.
- 6) If this emergency rule (amendment, repealer) is to expire before the end of the 150-day period, please specify the date on which it is to expire:
Not applicable.
- 7) Date Filed in Agency's Principal Office: August 6, 1990.
- 8) Reason for Emergency: A recent United States Supreme Court ruling (Washington v Harper, 110 S.Ct. 1028, February 27, 1990) allows a state prison inmate to be administered psychotropic medication against his will so long as his due process interests are protected. There are currently no Department Rules addressing those due process rights. Emergency rulemaking is necessary to protect the public interest, safety, and welfare by providing rules under which psychotropic medication may be administered against the will of a committed person. These rules ensure the committed person's due process rights are protected.
- 9) A Complete Description of the Subjects and Issues Involved: These rules contain procedures for psychotropic medication to be administered against a committed person's will. Absent an emergency, the committed person shall be afforded a hearing prior to the administration of such medication against his will. These rules also provide for an appeal of the hearing decision and monitoring procedures for continuous or regular use of psychotropic medication. Statutory citations have also been updated.
- 10) Are there any proposed amendments to this Part pending? No.
- 11) Statement of Statewide Policy Objectives: Not applicable; this rulemaking does not create or expand any State mandate.

DEPARTMENT OF CORRECTIONS

NOTICE OF EMERGENCY AMENDMENTS

- 12) Information and questions regarding this rule (amendment, repealer) shall be directed to:

Name: William H. Crainé, Ph.D., Deputy Director
 Illinois Department of Corrections
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The full text of the emergency rules (amendments, repealers) begins on the next page:

DEPARTMENT OF CORRECTIONS

NOTICE OF EMERGENCY AMENDMENTS

TITLE 20: CORRECTIONS, CRIMINAL JUSTICE, AND LAW ENFORCEMENT
CHAPTER I: DEPARTMENT OF CORRECTIONS
SUBCHAPTER d: PROGRAMS AND SERVICES

PART 415
HEALTH CARE

Section
 415.10 Applicability
 415.15 Responsibilities

EMERGENCY

415.20 Definitions

EMERGENCY

415.30 Medical and Dental Examinations and Treatment

415.40 Mental Health Services

415.50 Mental Health Examinations and Treatment for Guilty but Mentally Ill

415.60 Review of Placements in a Specialized Mental Health Setting

415.70 Involuntary Administration of Psychotropic Medication

EMERGENCY

AUTHORITY: Implementing Sections 3-2-2, 3-7-2, 3-8-2, 3-10-2, 3-10-3 and 5-2-6 of the Unified Code of Corrections (Ill. Rev. Stat. 1989, ch. 38, pars. 1003-2-2, 1003-7-2, 1003-8-2, 1003-10-2, 1003-10-3 and 1005-2-6) and authorized by Section 3-7-1 of the Unified Code of Corrections (Ill. Rev. Stat. 1989, ch. 38, par. 1003-7-1).

SOURCE: Adopted at 8 Ill. Reg. 14496, effective August 1, 1984; amended at 11 Ill. Reg. 10240, effective June 1, 1987; emergency amendment at 14 Ill. Reg. 13316, effective August 15, 1990, for a maximum of 150 days.

Section 415.15 Responsibilities**EMERGENCY**

- a) Unless otherwise specified, the Director, or Chief Administrative Officer, or Agency Medical Director may delegate responsibilities stated in this Part to another person or persons or designate another person or persons to perform the duties specified.
- b) No other individual may routinely perform duties whenever a rule in this Part specifically states the Director, or Chief Administrative Officer, or Agency Medical Director shall personally perform the duties. However, the Director, or Chief Administrative Officer, or Agency Medical Director may designate another person or persons to perform the duties during periods of his temporary absence or in an emergency.

ILLINOIS REGISTER

DEPARTMENT OF CORRECTIONS

NOTICE OF EMERGENCY AMENDMENTS

(Source: Emergency amendment at 14 Ill. Reg. 13316, effective August 15, 1990, for a maximum of 150 days)

**Section 415.20 Definitions
EMERGENCY**

- a) "Agency Medical Director" means the Medical Director of the Department of Corrections.
- b) "Communicable disease" means a disease caused by an organism which is transmitted through airborne means and/or casual contact, or through blood or bodily secretion contact from one human being to another.
- c) "Department physician or dentist" means any physician or dentist who provides services for the Department.
- d) "Gravely disabled" means a condition in which a committed person, as a result of a mental illness or mental disorder:
 - 1) Is in danger of serious physical harm resulting from his failure to provide for his essential human needs of health or safety; or
 - 2) Manifests serious deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his actions which is likely to jeopardize his health or safety.
- e) "Likelihood of serious harm" means:
 - 1) A substantial risk that physical harm will be inflicted by a committed person upon his own person as evidenced by, among other things, threats or attempts to commit suicide or inflict physical harm on one's self; or
 - 2) A substantial risk that physical harm will be inflicted by a committed person upon another as evidenced by, among other things, behavior which has caused such harm or which places another person or persons in reasonable fear of sustaining such harm; or
 - 3) A substantial risk that physical harm will be inflicted by a committed person upon the property of others as evidenced by, among other things, behavior which has caused substantial loss or damage to the property of others.

ILLINOIS REGISTER

13320
90

DEPARTMENT OF CORRECTIONS

NOTICE OF EMERGENCY AMENDMENTS

f) "Mental health professional" means a psychiatrist, physician, psychiatric nurse, clinical psychologist or an individual who has a master's degree in social work.

g) "Physician" means an individual who is licensed by the State of Illinois to practice medicine in all of its branches.

(Source: Emergency amendment at 14 Ill. Reg. 13316, effective August 15, 1990, for a maximum of 150 days)

**Section 415.70 Involuntary Administration of Psychotropic Medication
EMERGENCY**

- a) Administration of Psychotropic Medication
 - 1) No psychotropic medication shall be administered to a committed person against his will unless:
 - A) A psychiatrist, or in the absence of a psychiatrist a physician, has determined that:
 - i) The committed person suffers from a mental illness or mental disorder; and
 - ii) The medication is in the medical interest of the committed person; and
 - iii) The committed person is either gravely disabled or poses a likelihood of serious harm to himself or others; and
 - B) The administration of such medication has been approved by the Treatment Review Committee after a hearing (see subsection (b)). However, no such approval or hearing shall be required when the medication is administered in an emergency situation. An emergency situation exists whenever the required determinations listed in subsection (a)(1)(A) have been made and a psychiatrist, or in the absence of a psychiatrist a physician, has determined that the committed person poses an imminent threat of serious physical harm to himself or others. In all emergency situations, the procedures set forth in subsection (e) shall be followed.
- 2) Whenever a physician orders the administration of psychotropic medication to a committed person against his will, the physician shall document in the committed person's medical file that the standards in subsection (a)(1) have been met and:

DEPARTMENT OF CORRECTIONS

NOTICE OF EMERGENCY AMENDMENTS

- A) The Chief Administrative Officer shall be notified as soon as practicable; and
- B) Unless the medication was administered in an emergency situation, the Chairperson of the Treatment Review Committee shall be notified in writing within three days.

b) Treatment Review Committee Procedures

The Treatment Review Committee shall be comprised of two members appointed by the Chief Administrative Officer, one of whom shall be a physician other than the physician who ordered the medication. The other member shall serve as Chairperson of the Committee. The members of the Committee shall have completed a training program in the issues involved which has been approved by the Agency Medical Director.

- 1) The Chief Administrative Officer shall designate a member of the program staff to assist the committed person as may be necessary. The staff assistant shall have completed a training program in the issues involved which has been approved by the Agency Medical Director.
- 2) The committed person and staff assistant shall receive written notification of the time and place of the hearing at least 24 hours prior to the hearing. The notification shall include the tentative diagnosis and the reasons why the medical staff believes the medication is necessary.
- 3) The committed person shall have the right to attend the hearing unless the Committee determines that it is likely that his attendance would subject him to substantial risk of serious physical or emotional harm or pose a threat to the safety of others. The staff assistant shall appear at the hearing whether or not the committed person appears.
- 4) The documentation in the medical file referred to in subsection (a)(2) shall be reviewed by the Committee and the Committee may request the physician's personal appearance at the hearing.
- 5) Prior to the hearing, the committed person and the staff assistant may request in writing that witnesses be interviewed and may submit written questions for witnesses to the Chairperson of the Committee. These questions shall be asked by the Committee unless found to be cumulative, irrelevant, or a threat to the safety of individuals or the security of the

DEPARTMENT OF CORRECTIONS

NOTICE OF EMERGENCY AMENDMENTS

facility. If any witness is not interviewed, a written reason shall be provided.

- 6) At the hearing, the committed person and the staff assistant may make statements and present documents which are relevant to the proceedings. The staff assistant may direct relevant questions to any witnesses appearing at the hearing.
- 7) The Committee shall make such investigation as it deems necessary. The staff assistant shall be informed of any investigation conducted by the Committee and shall be permitted to direct relevant questions to any witnesses interviewed by the Committee.
- 8) The Committee shall consider all relevant information and material which has been presented in deciding whether to approve administration of the medication.
- 9) A written decision shall be prepared and signed by all members of the Committee which contains a summary of the hearing and the reasons for approving or disapproving the administration of the medication. Copies of the decision shall be given to the committed person, the staff assistant, and the Chief Administrative Officer. The Chief Administrative Officer shall direct staff to comply with the decision of the Committee.
- 10) If the Committee approves administration of the medication, the committed person shall be advised of the opportunity to appeal the decision to the Agency Medical Director by filing a written appeal with the Chairperson within five days of the committed person's receipt of the written decision.
 - c) Review by Agency Medical Director
 - 1) If the committed person appeals the Treatment Review Committee's decision, staff shall continue to administer the medication as ordered by the physician and approved by the Committee while awaiting the Agency Medical Director's decision on the appeal.
 - 2) The Chairperson of the Committee shall promptly forward the written notice of appeal to the Agency Medical Director or a physician designated by the Agency Medical Director.
 - 3) Within five working days of his receipt of the written notice of appeal, the Agency Medical Director shall:

DEPARTMENT OF CORRECTIONS
NOTICE OF EMERGENCY AMENDMENTS

- A) Review the Committee's decision, make such further investigation as he deems necessary, and submit a written decision to the Chief Administrative Officer; and
- B) Provide a copy of the written decision to the committed person, the staff assistant, and the Chairperson of the Committee.
- 4) The Chief Administrative Officer shall direct staff to comply with the decision of the Agency Medical Director.

d) Periodic Review of Medication

- 1) Whenever any committed person has been involuntarily receiving psychotropic medication continuously or on a regular basis for a period of six months, the administration of such medication shall, upon the committed person's written request, be reviewed by the Treatment Review Committee in accordance with the procedures enumerated in subsections (b) and (c). Every six months thereafter, for so long as the involuntary medication continues on a regular basis, the committed person shall have the right to a review hearing upon written request.
- 2) Every committed person who is involuntarily receiving psychotropic medication shall be evaluated by a psychiatrist at least every 30 days, and the psychiatrist shall document in the committed person's medical file the basis for his decision to continue the medication.

e) Emergency Procedures

Subsequent to each involuntary administration of psychotropic medication in an emergency situation:

- 1) The basis for the decision to administer the medication shall be documented in the committed person's medical file and a copy of the documentation shall be given to the committed person and to the Agency Medical Director for review.
- 2) A mental health professional shall meet with the committed person to discuss the reasons why the medication was administered and any concerns the committed person may have regarding the medication.

f) Documentation

Copies of all notifications and written decisions shall be placed in the committed person's medical file.

ILLINOIS REGISTER
DEPARTMENT OF CORRECTIONS
NOTICE OF EMERGENCY AMENDMENTS

g) Grievances

A committed person may submit a grievance concerning the involuntary administration of psychotropic medication directly to the Administrative Review Board in accordance with 20 Ill. Adm. Code 504. Subpart F. In considering the grievance, the Board shall confer with the Agency Medical Director.

(Source: Emergency rule added at 14 Ill. Reg. 13316, effective August 15, 1990, for a maximum of 150 days)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

1) Heading of the Part:

The Illinois Formulary for the Drug Product Selection Program

2) Code Citation: 77 Ill. Adm. Code 7903) Section Numbers:

790.740
790.910
790.2465
790.2617
790.2662
790.3315
790.3904
790.3914
790.5320
790.5792
790.5940
790.6610
790.6670
790.6875
790.6895
790.7130
790.7229
790.7400
790.8180
790.8940
790.9084
790.9500

Emergency Action:

Amendment
Amendment
Amendment
Amendment
Amendment
New Section
New Section
Amendment
Amendment
Amendment
Amendment
Amendment
Amendment
Amendment
Amendment
Amendment
Amendment
Amendment
Amendment
Amendment

4) Statutory Authority:

Implementing and authorized by Section 3.14 of the Illinois Food, Drug and Cosmetic Act (Ill. Rev. Stat. 1989, ch. 56 1/2, par. 503.14) and Section 25 of the Pharmacy Practice Act (Ill. Rev. Stat. 1989, ch. 111, par. 4145).

5) Effective Date of Amendments: August 10, 19906) If this emergency rule is to expire before the end of the 150-day period, please specify the date on which it is to expire: Not applicable.7) Date Filed in Agency's Principal Office: July 30, 1990

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

8) Reason for Emergency:

The Illinois Food, Drug and Cosmetic Act (ch. 56 1/2, par. 503.14) and the Administrative Procedure Act (ch. 127, par. 1005.02), as amended by Public Act 85-451, specifically authorize the Department to implement this rulemaking pursuant to emergency rulemaking.

9) A Complete Description of the Subjects and Issues Involved:

Through this emergency rulemaking, the Illinois Department of Public Health amends various sections of the Illinois Formulary for the Drug Product Selection Program. Several new generic entities have also been concurrently included. These changes have been recommended by the Technical Advisory Council for the Drug Product Selection Program and have been published in the Eleventh Edition, Second Supplement of the Illinois Formulary.

This rulemaking will allow consumers and third party fiscal intermediaries (including the Department of Public Aid) to save money when purchasing or reimbursing prescription drug products. Drug purchases made by the Department of Corrections and the Department of Mental Health and Developmental Disabilities may also experience some savings. Pharmacies may have increased sales of generic drug products as approved in the Illinois Formulary.

10) Are there any other Proposed Amendments Pending on this Part? Yes.

Section Numbers	Proposed Action	Ill. Reg. Citation
790.540	Amendment	14 Ill. Reg. 9357
790.721	Amendment	14 Ill. Reg. 9357
790.740	Amendment	14 Ill. Reg. 9357
790.760	New Section	14 Ill. Reg. 9357
790.788	Amendment	14 Ill. Reg. 9357
790.830	New Section	14 Ill. Reg. 9357
790.860	Amendment	14 Ill. Reg. 9357
790.1460	Amendment	14 Ill. Reg. 9357
790.1577	Amendment	14 Ill. Reg. 9357
790.1708	Amendment	14 Ill. Reg. 9357
790.1719	Amendment	14 Ill. Reg. 9357
790.1960	New Section	14 Ill. Reg. 9357
790.2060	Amendment	14 Ill. Reg. 9357
790.2140	Amendment	14 Ill. Reg. 9357
790.2155	New Section	14 Ill. Reg. 9357
790.2180	Amendment	14 Ill. Reg. 9357
790.2260	Amendment	14 Ill. Reg. 9357
790.2485	New Section	14 Ill. Reg. 9357

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

790.2540	Amendment	14	111.	Reg.	9357
790.2605	Amendment	14	111.	Reg.	9357
790.2662	New Section	14	111.	Reg.	9357
790.2780	Amendment	14	111.	Reg.	9357
790.2820	Amendment	14	111.	Reg.	9357
790.2860	Amendment	14	111.	Reg.	9357
790.2902	Amendment	14	111.	Reg.	9357
790.2915	New Section	14	111.	Reg.	9357
790.3020	Amendment	14	111.	Reg.	9357
790.3220	Amendment	14	111.	Reg.	9357
790.3335	Amendment	14	111.	Reg.	9357
790.3340	Amendment	14	111.	Reg.	9357
790.3437	Amendment	14	111.	Reg.	9357
790.3620	Amendment	14	111.	Reg.	9357
790.4040	Amendment	14	111.	Reg.	9357
790.4140	Amendment	14	111.	Reg.	9357
790.4396	Amendment	14	111.	Reg.	9357
790.4420	Amendment	14	111.	Reg.	9357
790.4460	Amendment	14	111.	Reg.	9357
790.4740	Amendment	14	111.	Reg.	9357
790.4860	Amendment	14	111.	Reg.	9357
790.4940	Amendment	14	111.	Reg.	9357
790.5100	Amendment	14	111.	Reg.	9357
790.5140	Amendment	14	111.	Reg.	9357
790.5180	Amendment	14	111.	Reg.	9357
790.5300	Amendment	14	111.	Reg.	9357
790.5320	Amendment	14	111.	Reg.	9357
790.5420	Amendment	14	111.	Reg.	9357
790.5560	Amendment	14	111.	Reg.	9357
790.5620	Amendment	14	111.	Reg.	9357
790.5820	Amendment	14	111.	Reg.	9357
790.5900	Amendment	14	111.	Reg.	9357
790.6180	Amendment	14	111.	Reg.	9357
790.6277	Amendment	14	111.	Reg.	9357
790.6370	Amendment	14	111.	Reg.	9357
790.6450	Amendment	14	111.	Reg.	9357
790.6460	Amendment	14	111.	Reg.	9357
790.6500	Amendment	14	111.	Reg.	9357
790.6540	Amendment	14	111.	Reg.	9357
790.6670	Amendment	14	111.	Reg.	9357
790.7260	Amendment	14	111.	Reg.	9357
790.7265	Amendment	14	111.	Reg.	9357
790.7278	Amendment	14	111.	Reg.	9357
790.7280	Amendment	14	111.	Reg.	9357
790.7340	Amendment	14	111.	Reg.	9357
790.7380	Amendment	14	111.	Reg.	9357
790.7400	Amendment	14	111.	Reg.	9357

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

790.7500	Amendment	14	111.	Reg.	9357
790.7700	Amendment	14	111.	Reg.	9357
790.7940	Amendment	14	111.	Reg.	9357
790.8020	Amendment	14	111.	Reg.	9357
790.8136	Amendment	14	111.	Reg.	9357
790.8180	Amendment	14	111.	Reg.	9357
790.8248	New Section	14	111.	Reg.	9357
790.8420	Amendment	14	111.	Reg.	9357
790.8710	New Section	14	111.	Reg.	9357
790.8980	Amendment	14	111.	Reg.	9357
790.9084	Amendment	14	111.	Reg.	9357
790.9460	Amendment	14	111.	Reg.	9357

There is still an emergency in effect on Sections 790.740, 790.2662, 790.5320, 790.6670, 790.7400, 790.8180 and 790.9084 which is not affected by this set of emergency amendments. The emergency amendments appear at 14 Ill. Reg. 9556, effective June 1, 1990, for a maximum of 150 days. The copies filed in the Administrative Code Unit reflect both emergency rules.

11) Statement of Statewide Policy Objectives:

This rulemaking neither creates nor expands a State mandate.

12) Information and questions regarding this amendment shall be directed to:

Interested persons may present their comments concerning these rules by writing to Mr. Robert John Kane, Division of Governmental Affairs, Illinois Department of Public Health, 525 West Jefferson, Second Floor Springfield, Illinois 62761.

The full text of the Emergency Amendments begins on the next page:

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER m: FOOD, DRUGS AND COSMETICS

PART 790

THE ILLINOIS FORMULARY FOR THE DRUG PRODUCT SELECTION PROGRAM

SUBPART A: GENERAL PROVISIONS

SECTION
790.20 Introduction
790.40 Consideration of Drug Products for Inclusion in the Illinois Formulary
790.60 Additional Criteria
790.80 Quality Listing
790.100 Generic Drug Entity Headings
790.120 Comments and Specific Administration
790.140 Requests for Additional Copies
790.160 Prescription Use of Drug Products
790.180 FDA Drug Product Approval and Recommendation
790.200 Availability of Drug Products;
Pharmaceutical Equivalence
Single Source Drug Products Exclusion
Criteria for Exclusion of Drug Products
790.220 Inclusion of Controlled Substances
790.240 Equivalence of Products Requirements
790.260 Selection of Equivalent Drug Products
790.280 Transfer of Prescription Records
790.300
790.320

SUBPART B: APPROVED DRUG PRODUCTS FOR
DRUG PRODUCT SELECTION

SECTION
790.420 ACETAMINOPHEN; BUTALBITAL
790.460 ACETAMINOPHEN; BUTALBITAL; CAFFEINE
790.480 ACETAMINOPHEN; CAFFEINE; DIHYDROCODEINE BITARTRATE
790.500 ACETAMINOPHEN; CODEINE PHOSPHATE
790.540 ACETAMINOPHEN; HYDROCODONE BITARTRATE
EMERGENCY
790.548 ACETAMINOPHEN; OXYCODONE HYDROCHLORIDE
790.580 ACETAMINOPHEN; PROPOXYPHENE HYDROCHLORIDE
790.600 ACETAMINOPHEN; PROPOXYPHENE NAPSYLATE
790.620 ACETAZOLAMIDE
790.630 ACETAZOLAMIDE SODIUM
790.660 ACETIC ACID, GLACIAL

790.700 ACETIC ACID, GLACIAL; HYDROCORTISONE
790.706 ACETOHEXAMIDE
790.721 ACETYLCYSTEINE
EMERGENCY
790.740 ALBUTEROL SULFATE
EMERGENCY
790.756 ALCOHOL; DEXTROSE
790.780 ALLOPURINOL
790.788 AMANTADINE HYDROCHLORIDE
EMERGENCY
790.798 AMILORIDE HYDROCHLORIDE
790.799 AMILORIDE HYDROCHLORIDE; HYDROCHLOROTHIAZIDE
790.815 AMINOACETIC ACID (Repealed)
790.820 AMINOCAPROIC ACID
790.860 AMINOPHYLLINE
EMERGENCY
790.900 AMITRIPTYLINE HYDROCHLORIDE
790.905 AMITRIPTYLINE HYDROCHLORIDE; CHLORDIAZEPOXIDE
790.910 AMITRIPTYLINE HYDROCHLORIDE; PERPHENAZINE
EMERGENCY
790.920 AMOXAPINE
790.940 AMOXICILLIN TRIHYDRATE
790.974 AMPHOTERICIN B
790.980 AMPICILLIN SODIUM
790.1020 AMPICILLIN; PROBENECID
790.1060 AMPICILLIN/AMPCILLIN TRIHYDRATE
790.1100 ANISOTROPINE METHYLBROMIDE (Repealed)
790.1120 ASCORBIC ACID; BIOTIN; CYANOCOBALAMIN; DEXPANTHENOL;
ERGOCALCIFEROL; FOLIC ACID; NIACINAMIDE; PYRIDOXINE
HYDROCHLORIDE; RIBOFLAVIN PHOSPHATE SODIUM; THIAMINE
HYDROCHLORIDE; VITAMIN A; VITAMIN E
790.1125 ASCORBIC ACID; CYANOCOBALAMIN; FLUORIDE; IRON; NICOTINIC ACID;
PYRIDOXINE HYDROCHLORIDE; RIBOFLAVIN; THIAMINE HYDROCHLORIDE;
VITAMIN A; VITAMIN D; VITAMIN E
790.1127 ASCORBIC ACID; CYANOCOBALAMIN; FLUORIDE; NICOTINIC ACID;
PYRIDOXINE HYDROCHLORIDE; RIBOFLAVIN; THIAMINE HYDROCHLORIDE;
VITAMIN A; VITAMIN D; VITAMIN E
790.1129 ASCORBIC ACID; FLUORIDE; IRON; VITAMIN A; VITAMIN D
790.1131 ASCORBIC ACID; FLUORIDE; VITAMIN A; VITAMIN D
790.1140 ASPIRIN; BUTALBITAL; CAFFEINE
790.1180 ASPIRIN; BUTALBITAL; CAFFEINE; PHENACETIN (Repealed)
790.1200 ASPIRIN; CAFFEINE; ORPHENADRINE CITRATE
790.1220 ASPIRIN; CAFFEINE; PHENACETIN; PROPOXYPHENE HYDROCHLORIDE
(Repealed)
790.1260 ASPIRIN; CAFFEINE; PHENACETIN; PROPOXYPHENE HYDROCHLORIDE
(Repealed)
790.1300 ASPIRIN; CAFFEINE; PROPOXYPHENE HYDROCHLORIDE

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

790.1345 ASPIRIN; CARISOPRODOL
 790.1360 ASPIRIN; MEPROBAMATE
 790.1380 ASPIRIN; METHOCARBAMOL
 790.1386 ASPIRIN; OXYCODONE HYDROCHLORIDE; OXYCODONE TEREPHTHALATE
 790.1418 ATROPINE
 790.1420 ATROPINE SULFATE; DIPHENOXYLATE HYDROCHLORIDE
 790.1423 ATROPINE SULFATE; HYOSCYAMINE; PHENOBARBITAL; SCOPOLAMINE
 HYDROBROMIDE
 790.1425 ATROPINE SULFATE; MEPERIDINE HYDROCHLORIDE
 790.1440 AZATHIOPRINE SODIUM
 790.1460 BACITRACIN
 EMERGENCY
 790.1490 BACITRACIN ZINC; HYDROCORTISONE; NEOMYCIN SULFATE; POLYMYXIN B
 SULFATE
 790.1500 BACITRACIN ZINC; NEOMYCIN SULFATE; POLYMYXIN B SULFATE
 790.1540 BACITRACIN ZINC; POLYMYXIN B SULFATE
 790.1560 BACLOFEN
 790.1570 BENZTROPINE MESYLATE
 790.1577 BETAMETHASONE DIPROPIONATE
 EMERGENCY
 790.1580 BETAMETHASONE SODIUM PHOSPHATE
 790.1620 BETAMETHASONE VALERATE
 790.1660 BETHANECHOL CHLORIDE
 790.1685 BRETILIUM TOSYLATE
 790.1686 BRETILIUM TOSYLATE; DEXTROSE
 790.1697 BROMOPIPHENHYDRAMINE HYDROCHLORIDE; CODEINE PHOSPHATE
 790.1700 BROMPHENIRAMINE MALEATE
 790.1706 BROMPHENIRAMINE MALEATE; CODEINE PHOSPHATE;
 PHENYLPROPANOLAMINE HYDROCHLORIDE
 790.1708 BROMPHENIRAMINE MALEATE; DEXTROMETHORPHAN HYDROBROMIDE;
 EMERGENCY PSEUDOEPHEDRINE HYDROCHLORIDE
 790.1710 BROMPHENIRAMINE MALEATE; PHENYLPROPANOLAMINE HYDROCHLORIDE
 790.1719 BUPIVACAINE HYDROCHLORIDE
 EMERGENCY
 790.1721 BUPIVACAINE HYDROCHLORIDE; EPINEPHRINE BITARTRATE
 790.1740 BUTABARBITAL SODIUM
 790.1780 CAFFEINE; CARISOPRODOL; PHENACETIN (Repealed)
 790.1820 CAFFEINE; ERGOTAMINE TARTRATE
 790.1842 CALCIUM CHLORIDE; DEXTROSE; MAGNESIUM CHLORIDE; SODIUM
 CHLORIDE; SODIUM LACTATE
 790.1846 CALCIUM CHLORIDE; DEXTROSE; POTASSIUM CHLORIDE; SODIUM CHLORIDE
 790.1848 CALCIUM CHLORIDE; DEXTROSE; POTASSIUM CHLORIDE; SODIUM
 CHLORIDE; SODIUM LACTATE
 790.1856 CALCIUM CHLORIDE; POTASSIUM CHLORIDE; SODIUM CHLORIDE
 790.1858 CALCIUM CHLORIDE; POTASSIUM CHLORIDE; SODIUM CHLORIDE; SODIUM
 LACTATE
 790.1860 CALCIUM GLUCEPTATE

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

790.1900 CANDICIDIN (Repealed)
 790.1930 CARBAMAZEPINE
 790.1940 CARBENICILLIN DISODIUM
 790.1950 CARBINOXAMINE MALEATE; DEXTROMETHORPHAN HYDROBROMIDE;
 PSEUDOEPHEDRINE HYDROCHLORIDE
 790.1980 CARISOPRODOL
 790.2020 CEFADROXIL MONOHYDRATE
 790.2060 CEFAZOLIN SODIUM
 EMERGENCY
 790.2084 CEFTAZIDIME
 790.2092 CEFUROXIME SODIUM
 790.2097 CEPHALEXIN
 790.2100 CEPHALOTHIN SODIUM
 790.2130 CEPHAPIRIN SODIUM
 790.2140 CEPHRADINE/CEPHRADINE DIHYDRATE
 EMERGENCY
 790.2180 CHLORAMPHENICOL
 EMERGENCY
 790.2220 CHLORAMPHENICOL SODIUM SUCCINATE
 790.2260 CHLORDIAZEPOXIDE HYDROCHLORIDE
 EMERGENCY
 790.2300 CHLORMEZANONE (Repealed)
 790.2340 CHLOROQUINE PHOSPHATE
 790.2380 CHLOROTHIAZIDE
 790.2390 CHLOROTHIAZIDE; METHYLDOPA
 790.2420 CHLOROTRIANISENE
 790.2460 CHLORPHENIRAMINE MALEATE
 790.2462 CHLORPHENIRAMINE MALEATE; CODEINE PHOSPHATE; PSEUDOEPHEDRINE
 HYDROCHLORIDE
 790.2465 CHLORPHENIRAMINE MALEATE; PHENYLEPHRINE HYDROCHLORIDE;
 EMERGENCY PHENYLPROPANOLAMINE HYDROCHLORIDE; PHENYLTOXAMINE CITRATE
 790.2470 CHLORPHENIRAMINE MALEATE; PHENYLPROPANOLAMINE HYDROCHLORIDE
 790.2500 CHLORPROMAZINE HYDROCHLORIDE
 790.2510 CHLORPROPAMIDE
 790.2540 CHLORTHALIDONE
 EMERGENCY
 790.2555 CHLORTHALIDONE; CLONIDINE HYDROCHLORIDE
 790.2580 CHLORZOXAZONE
 790.2583 CHROMIC CHLORIDE
 790.2595 CITRIC ACID; MAGNESIUM OXIDE; SODIUM CARBONATE
 790.2603 CLINDAMYCIN HYDROCHLORIDE
 790.2605 CLINDAMYCIN PHOSPHATE
 EMERGENCY
 790.2613 CLOFIBRATE
 790.2614 CLONIPHENE CITRATE
 790.2617 CLONIDINE HYDROCHLORIDE
 EMERGENCY

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

790.2618 CLORAZEPATE DIPOTASSIUM
 790.2620 CLOTRIMAZOLE
 790.2660 CLOXACILLIN SODIUM MONOHYDRATE
 790.2661 CODEINE PHOSPHATE; GUAFENESIN; PSEUDOEPHEDRINE HYDROCHLORIDE
 790.2662 CODEINE PHOSPHATE; IODINATED GLYCEROL
 EMERGENCY
 790.2663 CODEINE PHOSPHATE; PHENYLEPHRINE HYDROCHLORIDE;
 PROMETHAZINE HYDROCHLORIDE
 790.2668 CODEINE PHOSPHATE; PROMETHAZINE HYDROCHLORIDE
 790.2672 CODEINE PHOSPHATE; PSEUDOEPHEDRINE HYDROCHLORIDE;
 TRIPROLIDINE HYDROCHLORIDE
 790.2700 CORTICOTROPIN
 790.2740 CROTAMITON
 790.2780 CYANOCOBALAMIN
 EMERGENCY
 790.2800 CYCLACILLIN
 790.2805 CHCLOBENZAPRINE HYDROCHLORIDE
 790.2820 CYCLOPENTOLATE HYDROCHLORIDE
 EMERGENCY
 790.2860 CYCLOPHOSPHAMIDE
 EMERGENCY
 790.2900 CYPROHEPTADINE HYDROCHLORIDE
 790.2902 CYTARABINE
 EMERGENCY
 790.2904 DACARBAZINE
 790.2908 DANAVAL
 790.2928 DESTIPRAMINE HYDROCHLORIDE (Repealed)
 790.2932 DESONIDE
 790.2940 DEXAMETHASONE
 790.2980 DEXAMETHASONE; NEOMYCIN SULFATE; POLYMYXIN B SULFATE
 790.3020 DEXAMETHASONE SODIUM PHOSPHATE
 EMERGENCY
 790.3021 DEXAMETHASONE SODIUM PHOSPHATE; NEOMYCIN SULFATE
 790.3023 DECHLORPHENIRAMINE MALEATE
 790.3025 DEXTROAMPHETAMINE SULFATE
 790.3027 DEXTROMETHORPHAN HYDROBROMIDE; IODINATED GLYCEROL
 790.3028 DEXTROMETHORPHAN HYDROBROMIDE; PROMETHAZINE HYDROCHLORIDE
 790.3029 DEXTROSE
 790.3030 DEXTROSE; DOPAMINE HYDROCHLORIDE
 790.3032 DEXTROSE; HEPARIN SODIUM
 790.3033 DEXTROSE; LIDOCAINE HYDROCHLORIDE
 790.3038 DEXTROSE; MAGNESIUM CHLORIDE; POTASSIUM CHLORIDE;
 SODIUM ACETATE; SODIUM CHLORIDE; SODIUM GLUCONATE
 790.3042 DEXTROSE; POTASSIUM CHLORIDE
 790.3048 DEXTROSE; POTASSIUM CHLORIDE; SODIUM CHLORIDE
 790.3049 DEXTROSE; SODIUM CHLORIDE
 790.3051 DEXTROSE; THEOPHYLLINE

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

790.3054 DIAZEPAM
 790.3056 DIAZOXIDE
 790.3060 DICLOXACILLIN SODIUM
 790.3085 DICLOMINE HYDROCHLORIDE
 790.3100 DIENESTROL
 790.3140 DIETHYLPROPION HYDROCHLORIDE
 790.3180 DIETHYLSTILBESTROL
 790.3220 DIGOXIN
 EMERGENCY
 790.3260 DIMENHYDRINATE
 790.3300 DIPHENHYDRAMINE HYDROCHLORIDE
 790.3315 DISOPYRAMIDE PHOSPHATE
 EMERGENCY
 790.3335 DOPAMINE HYDROCHLORIDE
 EMERGENCY
 790.3340 DOXEPIN HYDROCHLORIDE
 EMERGENCY
 790.3350 DOXORUBICIN HYDROCHLORIDE
 790.3380 DOXYCYCLINE
 790.3420 DOXYCYCLINE HYCLATE
 790.3425 DOXYLAMINE SUCCINATE
 790.3437 DROPERIDOL
 EMERGENCY
 790.3440 DROPERIDOL; FENTANYL CITRATE
 790.3460 ECHOTHIOPHATE IODIDE (Repealed)
 790.3472 EDETATE DISODIUM
 790.3475 EDROPHONIUM CHLORIDE
 790.3492 EPINEPHRINE; LIDOCAINE HYDROCHLORIDE
 790.3500 ERGOCALCIFEROL
 790.3540 ERGOLOID MESYLATES
 790.3580 ERGOTAMINE TARTRATE
 790.3620 ERYTHROMYCIN
 EMERGENCY
 790.3660 ERYTHROMYCIN ESTOLATE
 790.3700 ERYTHROMYCIN ETHYL SUCCINATE
 790.3720 ERYTHROMYCIN ETHYL SUCCINATE; SULFISOXAZOLE ACETYL
 790.3730 ERYTHROMYCIN LACTOBIONATE
 790.3740 ERYTHROMYCIN STEARATE
 790.3742 ERYTHROMYCIN STEARATE
 790.3780 ESTRADIOL CYPIONATE
 790.3800 ESTRADIOL CYPIONATE; TESTOSTERONE CYPIONATE
 790.3820 ESTRADIOL VALERATE
 790.3860 ESTRADIOL VALERATE; TESTOSTERONE ENANTHATE
 790.3900 ETHCHLORVYNOL
 790.3904 ETHINYL ESTRADIOL; LEVONORGESTREL
 EMERGENCY
 790.3907 ETHINYL ESTRADIOL; NORETHINDRONE

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

FENOPROFEN CALCIUM 790.3910
 FENTANYL CITRATE 790.3914
 EMERGENCY 790.3920
 FLOXURIDINE 790.3940
 FLUOCINOLONE ACETONIDE 790.3940
 FLUOCINONIDE 790.3945
 FLUOROMETHOLONE 790.3960
 FLUOROURACIL 790.3980
 FLUPHENAZINE DECANOATE 790.3996
 FLUPHENAZINE HYDROCHLORIDE 790.4012
 FLURANDRENOLIDE 790.4020
 FLURAZEPAM HYDROCHLORIDE 790.4040
 EMERGENCY 790.4060
 FOLIC ACID 790.4060
 FUROSEMIDE 790.4100
 GENTAMICIN SULFATE 790.4140
 EMERGENCY 790.4150
 GENTAMICIN SULFATE; SODIUM CHLORIDE 790.4173
 GLUCAGON HYDROCHLORIDE 790.4180
 GLUTETHIMIDE 790.4200
 GLYCOPYRROLATE 790.4220
 GONADOTROPIN CHORIONIC 790.4260
 GRAMICIDIN; NEOMYCIN SULFATE; POLYMYXIN B SULFATE 790.4300
 GRISEOFULVIN MICROCRYSTALLINE 790.4340
 GRISEOFULVIN ULTRAMICROCRYSTALLINE 790.4380
 GUAIFENESIN; HYDROCODONE BITARTRATE; PSEUDOEPHEDRINE HYDROCHLORIDE 790.4384
 GUANETHIDINE MONOSULFATE 790.4386
 HALOPERIDOL 790.4396
 EMERGENCY 790.4398
 HALOPERIDOL LACTATE 790.4420
 HEPARIN SODIUM 790.4430
 EMERGENCY 790.4460
 HEPARIN SODIUM; SODIUM CHLORIDE 790.4500
 HEXACHLOROPHENE 790.4540
 HOMATROPINE METHYLBROMIDE (Repealed) 790.4580
 HOMATROPINE METHYLBROMIDE; HYDROCODONE BITARTRATE 790.4620
 HYDRALAZINE HYDROCHLORIDE; HYDROCHLOROTHIAZIDE 790.4660
 HYDROCHLOROTHIAZIDE 790.4665
 HYDROCHLOROTHIAZIDE; LABETALOL HYDROCHLORIDE 790.4667
 HYDROCHLOROTHIAZIDE; LISINAPRIL 790.4670
 HYDROCHLOROTHIAZIDE; METHYLDOPA 790.4680
 HYDROCHLOROTHIAZIDE; PROPRANOLOL HYDROCHLORIDE 790.4700
 HYDROCHLOROTHIAZIDE; SPIRONOLACTONE

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

HYDROCHLOROTHIAZIDE; TRIAMTERENE 790.4720
 HYDROCODONE BITARTRATE; PHENYLPROPANOLAMINE HYDROCHLORIDE 790.4725
 HYDROCODONE BITARTRATE; PSEUDOEPHEDRINE HYDROCHLORIDE 790.4728
 HYDROCORTISONE 790.4740
 EMERGENCY 790.4780
 HYDROCORTISONE; NEOMYCIN SULFATE; POLYMYXIN B SULFATE 790.4820
 HYDROCORTISONE; POLYMYXIN B SULFATE 790.4840
 HYDROCORTISONE SODIUM PHOSPHATE 790.4860
 HYDROCORTISONE; UREA 790.4900
 EMERGENCY 790.4940
 HYDROCORTISONE ACETATE 790.4960
 HYDROCORTISONE ACETATE; NEOMYCIN SULFATE 790.4963
 HYDROCORTISONE ACETATE; UREA 790.4965
 HYDROCORTISONE BUTYRATE 790.4980
 HYDROCORTISONE SODIUM SUCCINATE 790.5020
 HYDROFLUMETHIAZIDE 790.5060
 HYDROXOCOBALAMIN 790.5100
 HYDROXYPROGESTERONE CAPROATE 790.5140
 HYDROXYZINE HYDROCHLORIDE 790.5180
 HYDROXYZINE PAMOATE 790.5220
 IBUPROFEN 790.5260
 IDOXURIDINE 790.5300
 IMIPRAMINE HYDROCHLORIDE 790.5312
 EMERGENCY 790.5320
 INDOMETHACIN 790.5340
 IODINATED GLYCEROL 790.5380
 IRON DEXTRAN COMPLEX 790.5420
 ISOETHARINE HYDROCHLORIDE 790.5460
 ISONIAZID 790.5483
 ISOPROTERENOL HYDROCHLORIDE 790.5500
 ISOSORBIDE DINITRATE 790.5520
 KANAMYCIN SULFATE 790.5530
 KETAMINE HYDROCHLORIDE 790.5540
 LABETALOL HYDROCHLORIDE 790.5544
 LACTULOSE 790.5555
 LEUCOVORIN CALCIUM 790.5560
 LEVOCARNITINE 790.5560
 LEVONORDEFRIN; MEPIVCAINE HYDROCHLORIDE 790.5580
 LIDOCAINE

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

790.5620
EMERGENCY
790.5640
790.5660
790.5700
790.5720
790.5740
790.5780
790.5792
EMERGENCY
790.5795
790.5800
790.5802
790.5807
790.5820
EMERGENCY
790.5830
790.5835
790.5837
790.5840
790.5860
790.5872
790.5893
790.5900
EMERGENCY
790.5924
790.5940
EMERGENCY
790.5980
790.5992
790.5996
790.6020
790.6060
790.6100
790.6140
790.6180
EMERGENCY
790.6220
790.6260
790.6275
790.6277
EMERGENCY
790.6280
790.6284
790.6300
790.6340

LIDOCAINE HYDROCHLORIDE
LINCOMYCIN
LINDANE
LIOETHYRONE SODIUM
LISINAPRIL
LITHIUM CARBONATE
LITHIUM CITRATE
LORAZEPAM
LOXAPINE SUCCINATE
MAGNESIUM CHLORIDE; POTASSIUM CHLORIDE; SODIUM ACETATE;
SODIUM CHLORIDE; SODIUM GLUCONATE
MANNITOL
MAPROTILINE HYDROCHLORIDE
MECLIZINE HYDROCHLORIDE
MECLOFENAMATE SODIUM
MEDROXYPROGESTERONE ACETATE
MEFENAMIC ACID (Repealed)
MEGESTROL ACETATE
MENADIOL SODIUM PHOSPHATE
MEPERIDINE HYDROCHLORIDE
MEPIVICAINE HYDROCHLORIDE
MEPROBAMATE
MESTRANOL; NORETHINDRONE
METAPROTERENOL SULFATE
METARAMINOL BITARTRATE
METHADONE HYDROCHLORIDE
METHAMPHETAMINE HYDROCHLORIDE
METHIDILAZINE HYDROCHLORIDE
METHENAMINE HIPPURATE
METHICILLIN SODIUM
METHOCARBAMOL
METHOTREXATE SODIUM
METHSCOPOLAMINE BROMIDE
METHYLOTHIAZIDE
METHYLDOPA
METHYLDOPATE HYDROCHLORIDE
METHYLPHENIDATE HYDROCHLORIDE
METHYLPREDNISOLONE
METHYLPREDNISOLONE SODIUM SUCCINATE
METHYLTESTOSTERONE

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

790.6370
EMERGENCY
790.6375
790.6380
790.6420
790.6435
790.6445
790.6450
EMERGENCY
790.6452
790.6454
790.6456
790.6460
EMERGENCY
790.6480
790.6500
EMERGENCY
790.6540
EMERGENCY
790.6544
790.6570
790.6580
790.6610
EMERGENCY
790.6620
790.6621
790.6660
790.6670
EMERGENCY
790.6700
790.6740
790.6780
790.6800
790.6820
790.6860
790.6875
EMERGENCY
790.6885
790.6895
EMERGENCY
790.6900
790.6940
790.6946
790.6960
790.6980
790.7020
790.7060
790.7100

METOCLOPRAMIDE HYDROCHLORIDE
METOCURINE IODIDE
METOLAZONE
METRONIDAZOLE
MINOXIDIL
MORPHINE SULFATE
NAPICILLIN SODIUM
NALBUPHINE HYDROCHLORIDE
NALIDIXIC ACID
NALOXONE HYDROCHLORIDE
NANDROLONE DECANOATE
NANDROLONE PHENPROPIONATE
NAPHAZOLINE HYDROCHLORIDE
NEOMYCIN SULFATE
NEOMYCIN SULFATE; POLYMYXIN B SULFATE
NEOMYCIN SULFATE; TRIAMCINOLONE ACETONIDE
NIACIN
NIFEDIPINE
NITROFURANTOIN
NITROFURANTOIN MACROCRYSTALS
NITROFURAZONE
NITROGLYCERIN INJECTION
NORETHINDRONE ACETATE
NORTRIPTYLINE HYDROCHLORIDE
NYSTATIN
NYSTATIN; TRIAMCINOLONE ACETONIDE
ORPHENADRINE CITRATE
OXACILLIN SODIUM
OXAZEPAM
OXTRIPHYLLINE
OXYBUTYRIN
OXYPHENBUTAZONE (Repealed)
OXYTETRACYCLINE HYDROCHLORIDE
OXYTOCIN
PANCURONIUM BROMIDE
PENICILLIN G POTASSIUM
PENICILLIN G PROCAINE
PENICILLIN G SODIUM (Repealed)
PENICILLIN V POTASSIUM

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

790.7120 PENTOBARBITAL SODIUM
790.7130 PERPHENAZINE
790.7140
790.7180 PHENDIMETRAZINE TARTRATE
790.7180 PHENTERMINE HYDROCHLORIDE
790.7181 PHENTERMINE RESIN COMPLEX
790.7220 PHENYLBUTAZONE (Repealed)
790.7223 PHENYLEPHRINE HYDROCHLORIDE; PROMETHAZINE HYDROCHLORIDE
790.7229 PHENYTOIN SODIUM INJECTION
790.7250
790.7250 PIPERAZINE CITRATE
790.7265
790.7265 POLYETHYLENE GLYCOL 3350; POTASSIUM CHLORIDE; SODIUM
790.7265 BICARBONATE; SODIUM CHLORIDE; SODIUM SULFATE, ANHYDROUS
790.7272 POLYMYXIN B SULFATE
790.7272 POTASSIUM BICARBONATE
790.7278
790.7278 POTASSIUM CHLORIDE
790.7280
790.7280 POTASSIUM CHLORIDE; SODIUM CHLORIDE
790.7288 POTASSIUM GLUCONATE
790.7291 PRALIDOXIME CHLORIDE
790.7294 PRAZEPAM
790.7296 PRAZOSIN HYDROCHLORIDE
790.7300 PREDNISOLONE ACETATE
790.7340 PREDNISOLONE ACETATE; SULFACETAMIDE SODIUM
790.7380
790.7380 PREDNISOLONE SODIUM PHOSPHATE
790.7400
790.7400 PREDNISONE
790.7420
790.7460 PRIMIDONE
790.7500 PROBENECID
790.7510 PROCAINAMIDE HYDROCHLORIDE
790.7540 PROCAINE HYDROCHLORIDE
790.7580 PROCHLORPERAZINE EDISYLATE
790.7620 PROCHLORPERAZINE MALEATE
790.7660 PROGESTERONE
790.7700 PROMAZINE HYDROCHLORIDE
790.7740 PROMETHAZINE HYDROCHLORIDE
790.7780 PROPANTELIN BROMIDE
790.7780 PROPACACINE HYDROCHLORIDE
790.7820 PROPOXYPHENE HYDROCHLORIDE
790.7828 PROPANOLOL HYDROCHLORIDE
790.7834 PROTAMINE SULFATE

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

790.7860 PSEUDOEPHEDRINE HYDROCHLORIDE; TRIPROLIDINE HYDROCHLORIDE
790.7900 PYRIDOSTIGMINE BROMIDE
790.7940 PYRIDOXINE HYDROCHLORIDE
790.7980
790.7980 PYRILAMINE MALEATE
790.8015 QUINIDINE GLUCONATE
790.8020 QUINIDINE SULFATE
790.8060
790.8060 RESERPINE
790.8100 RIFAMPIN
790.8106 RITODRINE HYDROCHLORIDE
790.8136 SECobarbital SODIUM
790.8140
790.8140 SELENIUM SULFIDE
790.8180 SILVER SULFADIAZINE
790.8220
790.8220 SODIUM AMINOSALICYLATE
790.8232 SODIUM CHLORIDE
790.8244 SODIUM LACTATE
790.8248 SODIUM NITROPRUSSIDE (Repealed)
790.8260
790.8260 SODIUM POLYSTYRENE SULFONATE
790.8290 SOYBEAN OIL
790.8300 SPIRONOLACTONE
790.8340 STREPTOMYCIN SULFATE
790.8378 SULFABENZAMIDE; SULFACETAMIDE; SULFATHIAZOLE
790.8380 SULFABENZAMIDE; SULFACETAMIDE; SULFATHIAZOLE; UREA
790.8420 SULFACETAMIDE SODIUM
790.8460
790.8460 SULFADIAZINE
790.8500 SULFAMETHIZOLE
790.8540 SULFAMETHOXAZOLE
790.8580 SULFAMETHOXAZOLE; TRIMETHOPRIM
790.8590 SULFANILAMIDE
790.8620 SULFASALAZINE
790.8660 SULFINPYRAZONE
790.8700 SULFISOXAZOLE
790.8724 TEMAZEPAM
790.8727 TERBUTALINE SULFATE
790.8740 TESTOSTERONE CYPIONATE
790.8780 TESTOSTERONE ENANTHATE
790.8820 TESTOSTERONE PROPIONATE
790.8860 TETRACYCLINE
790.8900 TETRACYCLINE HYDROCHLORIDE
790.8940 THEOPHYLLINE
790.8940
790.8940 EMERGENCY

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

790.8980	THIAMINE HYDROCHLORIDE
EMERGENCY	
790.9020	THIORIDAZINE HYDROCHLORIDE
790.9035	THIOXIXENE
790.9045	THIOXIXENE HYDROCHLORIDE
790.9048	TIMOLOL MALEATE
790.9050	TORRMYCIN SULFATE
790.9056	TOLAZAMIDE
790.9060	TOLBUTAMIDE
790.9084	TRAZODONE HYDROCHLORIDE
EMERGENCY	
790.9100	TRIAMINOLONE ACETONIDE
790.9140	TRIFLUOPERAZINE HYDROCHLORIDE
790.9180	TRIHYPHENIDYL HYDROCHLORIDE
790.9220	TRIMEPRAZINE TARTRATE
790.9260	TRIMETHORENZAMIDE HYDROCHLORIDE
790.9300	TRIMETHOPRIM
790.9320	TRIMIPRAMINE MALEATE
790.9340	TRIPLENNAMINE HYDROCHLORIDE
790.9380	TRIPROLODINE HYDROCHLORIDE
790.9420	TRISULFAPYRIMIDINE
790.9460	TROPICAMIDE
EMERGENCY	
790.9475	VALPROATE SODIUM
790.9478	VALPROIC ACID
790.9486	VANCOMYCIN HYDROCHLORIDE
790.9500	VERAPAMIL HYDROCHLORIDE
EMERGENCY	
790.9520	VINBLASTINE SULFATE
790.9530	VINCRISTINE SULFATE
790.9540	VITAMIN A
790.9590	VITAMIN A PALMITATE
790.9620	WATER FOR INJECTION, STERILE
790.9650	WATER FOR IRRIGATION, STERILE
790.9800	XYLOSE

AUTHORITY: Implementing and authorized by Section 3.14 of the Illinois Food, Drug and Cosmetic Act (Ill. Rev. Stat. 1989, ch. 56 1/2, par. 503.14) and Section 25 of the Pharmacy Practice Act (Ill. Rev. Stat. 1989, ch. 111, par. 4145).

SOURCE: Emergency amendment at 2 Ill. Reg. 18, p. 47, effective April 26, 1978, for a maximum of 150 days; amended at 2 Ill. Reg. 26, p. 150, effective July 1, 1978; emergency amendment at 2 Ill. Reg. 40, p. 98, effective October 1, 1978, for a maximum of 150 days; amended at 2 Ill. Reg. 51, p. 48, effective December 18, 1978; emergency amendment at 3 Ill. Reg. 2, p. 18, effective December 31, 1978, for a maximum of 150 days; emergency amendment

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

at 3 Ill. Reg. 15, p. 147, effective April 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 27, p. 113, effective July 1, 1979; emergency amendment at 3 Ill. Reg. 32, p. 158, effective August 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 41, p. 178, effective October 8, 1979; emergency amendment at 4 Ill. Reg. 51, p. 147, effective December 12, 1980, for a maximum of 150 days; amended at 5 Ill. Reg. 3466, effective March 25, 1981; amended at 5 Ill. Reg. 7107, effective June 24, 1981; amended at 5 Ill. Reg. 9120, effective October 1, 1981; amended at 5 Ill. Reg. 14605, effective February 1, 1982; amended at 6 Ill. Reg. 6750, effective July 1, 1982; amended at 6 Ill. Reg. 11558, effective September 15, 1982; amended at 6 Ill. Reg. 15195, effective December 15, 1982; amended at 7 Ill. Reg. 7110, effective July 1, 1983; amended at 7 Ill. Reg. 13270, effective October 1, 1983; amended at 7 Ill. Reg. 16924, effective January 1, 1984; amended at 8 Ill. Reg. 2162, effective March 1, 1984; amended at 8 Ill. Reg. 8513, effective July 1, 1984; codified at 8 Ill. Reg. 13402; amended at 8 Ill. Reg. 22108, effective November 1, 1984; amended at 9 Ill. Reg. 4071, effective April 1, 1985; amended at 9 Ill. Reg. 6816, effective May 1, 1985; amended at 10 Ill. Reg. 253, effective January 1, 1986; amended at 10 Ill. Reg. 8814, effective May 15, 1986; amended at 11 Ill. Reg. 3565, effective February 23, 1987; amended at 11 Ill. Reg. 9223, effective May 15, 1987; amended at 11 Ill. Reg. 14382, effective August 15, 1987; amended at 12 Ill. Reg. 1823, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1984, effective January 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 7743, effective April 15, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 9153, effective May 13, 1988; amended 12 Ill. Reg. 10133, effective May 31, 1988, emergency amendment at 12 Ill. Reg. 10745, effective June 2, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12846, effective July 29, 1988; emergency amendment at 12 Ill. Reg. 13255, effective August 5, 1988, for a maximum of 150 days, emergency expired January 2, 1989; amended at 12 Ill. Reg. 15101, effective September 16, 1988; emergency amendment at 12 Ill. Reg. 16937, effective October 7, 1988, for a maximum of 150 days; amended at 13 Ill. Reg. 856, effective January 6, 1989; emergency amendment at 13 Ill. Reg. 3108, effective February 28, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 8890, effective May 26, 1989, and January 1, 1990; amended at 13 Ill. Reg. 11717, effective July 14, 1989; corrected at 13 Ill. Reg. 12909; emergency amendment at 13 Ill. Reg. 12990, effective August 1, 1989, for a maximum of 150 days; corrected at 13 Ill. Reg. 14477; emergency amendment at 13 Ill. Reg. 17101, effective October 13, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 19770, effective December 8, 1989; emergency amendment at 14 Ill. Reg. 1505 effective January 12, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 3184, effective February 16, 1990; emergency amendment at 14 Ill. Reg. 4620, effective March 9, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 8154, effective May 11, 1990; emergency amendment at 14 Ill. Reg. 9556, effective June 1, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 11988, effective July 13, 1990; emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990, for a maximum of 150 days.

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

NOTICE OF EMERGENCY AMENDMENTS

AGENCY NOTE: The text of Sections 790.740, 790.2662, 790.5320, 790.6670, 790.7400, 790.8180 and 790.9084 which appear below do not include the emergency amendments adopted at 14 Ill. Reg. 9556, effective June 1, 1990 for a maximum of 150 days. The copies filed with the Administrative Code Unit reflect both emergency rules.

SUBPART B: APPROVED DRUG PRODUCTS FOR DRUG PRODUCT SELECTION

Section 790.740 ALBUTEROL SULFATE
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Albuterol Sulfate	tab eq 2.4mg base tab eq 2.4mg base tab eq 2.4mg base tab eq 2.4mg base tab eq 2.4mg base	American Therapeutics Biocraft Cord Lemmon Mutual Sidmak
Brand(s)		
Proventil	soln for inh1 eq 0.5% base	Schering
Ventolin	soln for inh1 eq 0.5% base	Glaxo
Proventil	syr eq 2mg base/5ml	Schering
Ventolin	syr eq 2mg base/5ml	Glaxo
Proventil	tab eq 2.4mg base	Schering
Ventolin	tab eq 2.4mg base	Glaxo

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990, for a maximum of 150 days)

Section 790.910 AMITRIPTYLINE HYDROCHLORIDE; PERPHENAZINE
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Amitriptyline Hydrochloride; Perphenazine	tab 10mg;2mg tab 25mg;2mg tab 10mg;4mg tab 25mg;4mg tab 10mg;2mg tab 25mg;2mg tab 10mg;4mg tab 25mg;4mg tab 50mg;4mg	Barr Barr Barr Barr Bolar Bolar Bolar Bolar Bolar

Brand(s)

Triavil 2-10	tab 10mg;2mg
Triavil 2-25	tab 25mg;2mg
Triavil 4-10	tab 10mg;4mg
Triavil 4-25	tab 25mg;4mg
Triavil 4-50	tab 50mg;4mg

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990, for a maximum of 150 days)

Chelsea	tab 10mg;2mg
Chelsea	tab 25mg;2mg
Chelsea	tab 10mg;4mg
Chelsea	tab 25mg;4mg
Chelsea	tab 50mg;4mg
Cord	tab 10mg;2mg
Cord	tab 25mg;2mg
Cord	tab 10mg;4mg
Cord	tab 25mg;4mg
Cord	tab 50mg;4mg
Danbury	tab 10mg;2mg
Danbury	tab 25mg;2mg
Danbury	tab 10mg;4mg
Danbury	tab 25mg;4mg
Danbury	tab 50mg;4mg
Mylan	tab 10mg;2mg
Mylan	tab 25mg;2mg
Mylan	tab 10mg;4mg
Mylan	tab 25mg;4mg
Mylan	tab 50mg;4mg
Par	tab 10mg;2mg
Par	tab 25mg;2mg
Par	tab 10mg;4mg
Par	tab 25mg;4mg
Par	tab 50mg;4mg
Zenith	tab 10mg;2mg
Zenith	tab 25mg;2mg
Zenith	tab 10mg;4mg
Zenith	tab 25mg;4mg
Zenith	tab 50mg;4mg
MSD/Merck	tab 10mg;2mg
MSD/Merck	tab 25mg;2mg
MSD/Merck	tab 10mg;4mg
MSD/Merck	tab 25mg;4mg
MSD/Merck	tab 50mg;4mg

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

Section 790.2465 CHLORPHENIRAMINE MALEATE; PHENYLEPHRINE HYDROCHLORIDE;
EMERGENCY PHENYLPROPANOLAMINE HYDROCHLORIDE; PHENYLTOLAXAMINE CITRATE

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Chlorpheniramine Maleate; Phenylephrine Hydrochloride; Phenylpropanolamine Hydrochloride; Phenyltoloxamine Citrate	drops 0.5mg/ml; 1.25mg/ml; 5mg/ml; 2mg/ml syr 0.5mg/5ml; 2.5mg/5ml; 5mg/5ml; 2mg/5ml syr 2.5mg/5ml; 5mg/5ml; 20mg/5ml; 7.5mg/5ml syr 2.5mg/5ml; 5mg/5ml; 20mg/5ml; 7.5mg/5ml	National Pharm/Barre National Pharm/Barre Naska National Pharm/Barre
Brand(s) Naldecon	drops 0.5mg/ml; 1.25mg/ml; 5mg/ml; 2mg/ml syr 0.5mg/5ml; 2.5mg/5ml; 5mg/5ml; 2mg/5ml syr 2.5mg/5ml; 5mg/5ml; 20mg/5ml; 7.5mg/5ml	Bristol/B-M Bristol/B-M Bristol/B-M

This entity was reviewed by the Technical Advisory Council and admitted to the Illinois Formulary as an exception to the promulgated criteria for inclusion, pursuant to Section 790.60.

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990, for a maximum of 150 days)

Section 790.2617 CLONIDINE HYDROCHLORIDE

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Clonidine Hydrochloride	tab 0.1, 0.2, 0.3mg tab 0.1, 0.2, 0.3mg tab 0.1, 0.2, 0.3mg tab 0.1, 0.2, 0.3mg tab 0.1, 0.2, 0.3mg tab 0.1, 0.2, 0.3mg tab 0.1, 0.2, 0.3mg tab 0.1, 0.2, 0.3mg tab 0.1, 0.2, 0.3mg tab 0.1, 0.2, 0.3mg	American Therapeutics Barr Biocraft Bolar Cord Danbury Duramed Interpharm Lederle/Am Cyanamid Mylan Par

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

tab 0.1, 0.2, 0.3mg Purepac/Kalipharma
tab 0.1, 0.2, 0.3mg Warner-Chilcott/W-L

Brand(s)
Catapres

tab 0.1, 0.2, 0.3mg Boehringer/Ingelheim
(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990, for a maximum of 150 days)

Section 790.2662 CODEINE PHOSPHATE; IODINATED GLYCEROL
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Codeine Phosphate; Iodinated Glycerol	liq 10mg/5ml; 30mg/5ml	National Pharm/Barre
Brand(s) Oridol C Tussi Organidin Tussi-R-Gen Expectorant	liq 10mg/5ml; 30mg/5ml liq 10mg/5ml; 30mg/5ml liq 10mg/5ml; 30mg/5ml	LuChem Wallace Goldline

This entity was reviewed by the Technical Advisory Council and admitted to the Illinois Formulary as an exception to the promulgated criteria for inclusion, pursuant to Rule 790.60.

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990, for a maximum of 150 days)

Section 790.3315 DISOPYRAMIDE PHOSPHATE

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Disopyramide Phosphate	cap eq 100, 150mg base cap eq 100, 150mg base cap eq 100, 150mg base cap eq 100, 150mg base cap eq 100, 150mg base cap eq 100, 150mg base cap eq 100, 150mg base cap eq 100, 150mg base cap eq 100, 150mg base cap eq 100, 150mg base cap, controlled release eq 100, 150mg base	Barr Biocraft Bolar Gaietsea Cord Danbury Interpharm Mylan Superpharm Zenith K-V Pharmaceuticals

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

Brand(s)
Norpace
Norpace-CR

cap eq 100, 150mg base
cap, controlled release
eq 100, 150mg base

Searle
Searle

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990,
for a maximum of 150 days)

Section 790.3904 ETHINYL ESTRADIOL; LEVONORGESTREL

EMERGENCY

DOSAGE FORM, STRENGTH

APPLICATION HOLDER,
MANUFACTURER

Brand(s)
Nordette
Triphasil

tab 30mcg;0.15mg
tab, triphasic
30mcg;0.05mg/40mcg;0.075mg/
30mcg;0.125mg

Wyeth Ayerst/AMHO*
Wyeth Ayerst/AMHO*

NOTE: 21 day packs may not be interchanged with 28 day packs.

*Products manufactured by this brand name manufacturer in this drug entity are
available for drug product selection under other brand and/or generic names.

(Source: Emergency rule added at 14 Ill. Reg. 13325, effective August 10,
1990, for a maximum of 150 days)

Section 790.3914 FENTANYL CITRATE

EMERGENCYDRUG

DOSAGE FORM, STRENGTH

Fentanyl Citrate

inj eq 0.05mg base/ml

Brand(s)
Sublimaze

inj eq 0.05mg base/ml

APPLICATION HOLDER,
MANUFACTURER

Abbott

Janssen Pharma

(Source: Emergency rule added at 14 Ill. Reg. 13325, effective August 10,
1990, for a maximum of 150 days)

Section 790.5320 IODINATED GLYCEROL

EMERGENCYDRUG

DOSAGE FORM, STRENGTH

Iodinated Glycerol

liq 60mg/5ml
(30mg organically
bound iodine)

APPLICATION HOLDER,
MANUFACTURER

National Pharm/Barre

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

Brand(s)
Organidin

soln 50mg/ml
(25mg organically
bound iodine)

National Pharm/Barre

Organidin Drops

liq 60mg/5ml
(30mg organically
bound iodine)

Organon/Akzona

Organidin Drops

soln 50mg/ml
(25mg organically
bound iodine)

Wallace

This entity was reviewed by the Technical Advisory Council and admitted to the
Illinois Formulary as an exception to the promulgated criteria for inclusion,
pursuant to Section 790.60.

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990,
for a maximum of 150 days)

Section 790.5792 LORAZEPAM

EMERGENCYDRUG

Lorazepam

DOSAGE FORM, STRENGTH

tab 0.5, 1, 2mg
tab 0.5, 1, 2mg
tab 0.5, 1, 2mg
tab 0.5, 1, 2mg
tab 0.5, 1, 2mg
tab 0.5, 1, 2mg
tab 1, 2mg
tab 0.5, 1, 2mg
tab 0.5, 1, 2mg
tab 0.5, 1, 2mg
tab 1, 2mg

APPLICATION HOLDER,
MANUFACTURER

American Therapeutics
Barr
Cord
Danbury
Halsey
Mylan
Par
Pharmaceutical Basics
Purepac/Kalipharma
Superpharm
Warner Chilcott/W-L
Watson

Brand(s)
Ativan
Loraz

tab 0.5, 1, 2mg
tab 0.5, 1, 2mg

Wyeth Ayerst/AMHO
Quantum

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990,
for a maximum of 150 days)

Section 790.5940 METAPROTERENOL SULFATE

EMERGENCYDRUG

DOSAGE FORM, STRENGTH

Metaproterenol Sulfate

soln for inh 0.4, 0.6%

APPLICATION HOLDER,
MANUFACTURER

Amour Pharmaceutical

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

NOTICE OF EMERGENCY AMENDMENTS

soln for inh 0.4,0.6,5%
soln for inh 0.4,0.6%
syr 10mg/5ml
tab 10,20mg
tab 10,20mg
tab 10,20mg
tab 10,20mg

Brand(s)
Alupent*
Dey-Dose
Dey-Lute
Alupent*
Prometa
Alupent*

Dey Labs
Paco Research
Pharmaceutical Basics
Pharmaceutical Basics
American Therapeutics
Biocraft
Par
Pharmaceutical Basics

Boehringer Ingelheim
Dey Labs
Dey Labs
Boehringer Ingelheim
Muro
Boehringer Ingelheim

*Products manufactured by this brand name manufacturer in this drug entity are available for drug product selection under other brand and/or generic names.

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990, for a maximum of 150 days)

Section 790.6610 NIFEDIPINE

EMERGENCY

DRUG
Nifedipine
Adalat
Procordia

Brand(s)

DOSAGE FORM, STRENGTH
cap 10,20mg
cap 10,20mg
cap 10,20mg
cap 10,20mg

APPLICATION HOLDER,
MANUFACTURER

Chase
Purepac/Kalipharma
Miles
Pfizer

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990, for a maximum of 150 days)

Section 790.6670 NITROGLYCERIN INJECTION

EMERGENCY

DRUG
Nitroglycerin Injection

DOSAGE FORM, STRENGTH
inj 5mg/ml
inj 5mg/ml
inj 5mg/ml
inj 5mg/ml
inj 5,10mg/ml

APPLICATION HOLDER,
MANUFACTURER

Abbott
IMS
Luitpold
Lypolmed
Quad

Brand(s)
Nitro-Bid
Nitrol
Nitro I.V.
Nitrostat
Tridil

inj 5,10mg/ml
inj 0.8mg/ml
inj 5mg/ml
inj 0.8,5,10mg/ml
inj 5mg/ml

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990, for a maximum of 150 days)

Section 790.6875 OXAZEPAM

EMERGENCY

DRUG
Oxazepam

DOSAGE FORM, STRENGTH
cap 10,15,30mg
cap 10,15,30mg
cap 10,15,30mg
cap 10,15,30mg
cap 10,15,30mg
cap 10,15,30mg
tab 15mg
tab 15mg
tab 15mg

APPLICATION HOLDER,
MANUFACTURER

American Therapeutics
Barr
Chelsea
Cord
Purepac
Zenith
Barr
Danbury
Parke-Davis/W-L

Brand(s)
Serax
Serax

cap 10,15,30mg
tab 15mg

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990, for a maximum of 150 days)

Section 790.6895 OXYBUTYRIN

EMERGENCY

DRUG
Oxybutynin
Ditropan

DOSAGE FORM, STRENGTH
tab 5mg
tab 5mg
tab 5mg
tab 5mg
tab 5mg

APPLICATION HOLDER,
MANUFACTURER

Bolar
Pharmaceutical Basics
Quantum
Sidmak
Marion Merrell Dow

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990, for a maximum of 150 days)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

Section 790.7130 PERPHENAZINE
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Perphenazine	tab 8mg	Chelsea
	tab 2,4,8,16mg	Cord
	tab 2,4,8,16mg	Zenith
Brand(s) Trilafon	tab 2,4,8,16mg	Schering

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990,
for a maximum of 150 days)

Section 790.7229 PHENYTOIN SODIUM INJECTION
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Phenytoin Sodium	inj 50mg/ml	Abbott
	inj 50mg/ml	Elkins-Sinn/Robins
	inj 50mg/ml	LyphoMed
	inj 50mg/ml	Marsam
	inj 50mg/ml	Solopak
	inj 50mg/ml	Steris
	inj 50mg/ml	Sterling
	inj 50mg/ml	Warner Chilcott/W-L
Brand(s) Dilantin	inj 50mg/ml	Parke-Davis/W-L

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990,
for a maximum of 150 days)

Section 790.7400 PREDNISONE
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Prednisone	oral soln 5mg/5ml	Pharmaceutical Basics
	oral soln 5mg/5ml	Roxane
	tab 5,10,20mg	American-Therapeutics
	tab 5,10,20mg	Barr
	tab 5,10,20,50mg	Chelsea
	tab 5,10,20,50mg	Cord

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
	tab 5,10,20mg	Danbury
	tab 5,10,20mg	Duramed
	tab 5mg	Halsey
	tab 5,10,20mg	Interpharm
	tab 5,10,20mg	Mutual
	tab 5,20mg	Private Formulations
	tab 5,10,20mg	Purepac
	tab 1,2,5,5,10,20,25,50mg	Roxane
	tab 5,10,20mg	Superpharm
	tab 10mg	Towne-Paulsen
	tab 5,10,20,50mg	West-Ward
Brand(s) Deltasone	oral soln 5mg/5ml	Upjohn
	tab 5,10,20,50mg	Upjohn
	tab 1,5,10,20,50mg	Reid-Rowell

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990,
for a maximum of 150 days)

Section 790.8180 SILVER SULFADIAZINE
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Silver Sulfadiazine	cream 1%	Travenol/Flint
Brand(s) Silvadene	cream 1%	Marion Merrell Dow
Ultra Derm	cream 1%	Chesebrough-Pond

(Source: Emergency amendment at 14 Ill. Reg. 13325, effective August 10, 1990,
for a maximum of 150 days)

Section 790.8940 THEOPHYLLINE
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Theophylline	elix 80mg/15ml	Bell
	elix 80mg/15ml	Halsey
	elix 80mg/15ml	Life
	elix 80mg/15ml	Naska
	elix 80mg/15ml	National Pharm/Barre
	elix 80mg/15ml	Pharm Assoc/Beach
	elix 80mg/15ml	Pharmaceutical Basics
	elix 80mg/15ml	Roxane

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

- 1) The Heading of the Part: Meat and Poultry Inspection Act
- 2) The Code Citation: 8 Ill. Adm. Code 125
- 3) Section Number: Peremptory Action:
125.200 Amended
- 4) Reference to the Specific State or Federal Court Order, Federal Rule or Statute Which Requires this Peremptory Rulemaking: The Meat and Poultry Inspection Act (Ill. Rev. Stat. 1989, ch. 56 1/2, par. 316); the Federal Meat Inspection Act (21 U.S.C.A. 661); FR 55 FR 29564 (1990).
- 5) Statutory Authority: The Meat and Poultry Inspection Act (Ill. Rev. Stat. 1989, ch. 56 1/2, par. 316)
- 6) Effective Date: August 20, 1990
- 7) A Complete Description of the Subjects and Issues Involved:

In order to maintain an "equal to" status with the federal meat inspection program as required by the Federal Meat Inspection Act and in compliance with Section 16 of The Meat and Poultry Inspection Act, changes in the federal rules relative to meat inspection are hereby adopted.

On September 5, 1989, the federal meat inspection regulations were amended to provide for the approval of several procedures which have been field tested and found acceptable for the inflation of carcasses and parts of carcasses with compressed air injected during the dressing operations to facilitate head skinning and the removal of hides and foot hair. A provision allowing the injection of compressed air into swine was discussed in the preamble of the proposed and final rules as one of the approved uses of air, but the provision was inadvertently omitted from the final rule. Part 310 of the federal meat inspection rules is being amended to include the provision originally omitted. The use of this procedure during slaughter is voluntary; therefore, any economic impact incurred by using this procedure is at the option of the establishment owner.

8) Does this rulemaking contain an automatic repeal date? No

9) Date Filed in Agency's Principal Office: August 3, 1990

10) This rule is in compliance with Section 5.03 of the Illinois Administrative Procedure Act.

11) Are there any proposed amendments pending to this Part? No

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

- 12) Statement of Statewide Policy Objectives: Rulemaking does not affect units of local governments.
- 13) Information and questions regarding this adopted amendment shall be directed to:
Name: Donna Garman
Address: Illinois Department of Agriculture, State Fairgrounds, Springfield, Illinois 62794-9281
Telephone: (217) 782-7172

The full text of the Peremptory amendment begins on the next page:

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

TITLE 8: AGRICULTURE AND ANIMALS
CHAPTER 1: DEPARTMENT OF AGRICULTURE
SUBCHAPTER c: MEAT AND POULTRY INSPECTION ACT

PART 125
MEAT AND POULTRY INSPECTION ACT

SUBPART A: GENERAL PROVISIONS FOR BOTH MEAT AND/OR
POULTRY INSPECTION

Section	
125.10	Definitions
125.20	Incorporation by Reference of Federal Rules
125.30	Application for License; Approval
125.40	Official Number
125.50	Inspections; Suspension or Revocation of License
125.60	Administrative Hearings; Appeals
125.70	Assignment and Authority of Program Employees
125.80	Schedule of Operations; Overtime
125.90	Official Marks of Inspection, Devices and Certificates
125.100	Records and Reports
125.110	Exemptions
125.120	Disposal of Dead Animals and Poultry
125.130	Reportable Animal and Poultry Diseases
125.140	Detention; Seizure; Condemnation

SUBPART B: MEAT INSPECTION

Section	
125.150	Livestock and Meat Products Entering Official Establishments
125.160	Equine and Equine Products
125.170	Facilities for Inspection
125.180	Sanitation
125.190	Ante-Mortem Inspection
125.200	Post-Mortem Inspection
125.210	Disposal of Diseased or Otherwise Adulterated Carcasses and Parts
125.220	Humane Slaughter of Animals
125.230	Handling and Disposal of Condemned or Other Inedible Products at Official Establishment
125.240	Rendering or Other Disposal of Carcasses and Parts Passed for Cooking
125.250	Marking Products and Their Containers
125.260	Labeling, Marking and Containers
125.270	Entry into Official Establishment; Reinspection and Preparation of Product

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

125.280	Meat Definitions and Standards of Identity or Composition
125.290	Transportation
125.300	Special Services Relating to Meat and Other Products
125.305	Exotic Animal Inspection

SUBPART C: POULTRY INSPECTION

Section	
125.310	Application of Inspection
125.320	Facilities for Inspection
125.330	Sanitation
125.340	Operating Procedures
125.350	Ante-Mortem Inspection
125.360	Post-Mortem Inspection; Disposition of Carcasses and Parts
125.370	Handling and Disposal of Condemned or Inedible Products at Official Establishments
125.380	Labeling and Containers
125.390	Entry of Articles Into Official Establishments; Processing Inspection and Other Reinspections; Processing Requirements
125.400	Definitions and Standards of Identity or Composition
125.410	Transportation; Sale of Poultry or Poultry Products

AUTHORITY: Implementing and authorized by The Meat and Poultry Inspection Act (Ill. Rev. Stat. 1989, ch. 56 1/2, par. 301 et seq.) and The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 16).

SOURCE: Adopted at 9 Ill. Reg. 1782, effective January 24, 1985; peremptory amendment at 9 Ill. Reg. 2337, effective January 28, 1985; peremptory amendment at 9 Ill. Reg. 2980, effective February 20, 1985; peremptory amendment at 9 Ill. Reg. 4856, effective April 1, 1985; peremptory amendment at 9 Ill. Reg. 9240, effective June 5, 1985; peremptory amendment at 9 Ill. Reg. 10102, effective June 13, 1985; peremptory amendment at 9 Ill. Reg. 11673, effective July 17, 1985; peremptory amendment at 9 Ill. Reg. 13748, effective August 23, 1985; peremptory amendment at 9 Ill. Reg. 15575, effective October 2, 1985; peremptory amendment at 9 Ill. Reg. 19759, effective December 5, 1985; peremptory amendment at 10 Ill. Reg. 447, effective December 23, 1985; peremptory amendment at 10 Ill. Reg. 1307, effective January 7, 1986; peremptory amendment at 10 Ill. Reg. 3318, effective January 24, 1986; peremptory amendment at 10 Ill. Reg. 3880, effective February 7, 1986; peremptory amendment at 10 Ill. Reg. 11478, effective June 25, 1986; peremptory amendment at 10 Ill. Reg. 14858, effective August 22 1986; peremptory amendment at 10

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

Ill. Reg. 15305, effective September 10, 1986; peremptory amendment at 10 Ill. Reg. 16743, effective September 19, 1986; peremptory amendment at 10 Ill. Reg. 18203, effective October 15, 1986; peremptory amendment at 10 Ill. Reg. 19818, effective November 12, 1986; peremptory amendment at 11 Ill. Reg. 1696, effective January 5, 1987; peremptory amendment at 11 Ill. Reg. 2930, effective January 23, 1987; peremptory amendment at 11 Ill. Reg. 9645, effective April 29, 1987; peremptory amendment at 11 Ill. Reg. 10321, effective May 15, 1987; peremptory amendment at 11 Ill. Reg. 11184, effective June 5, 1987; peremptory amendment at 11 Ill. Reg. 14830, effective August 25, 1987; peremptory amendment at 11 Ill. Reg. 18799, effective November 3, 1987; peremptory amendment at 11 Ill. Reg. 19805, effective November 19, 1987; peremptory amendment at 12 Ill. Reg. 2154, effective January 6, 1988; amended at 12 Ill. Reg. 3417, effective January 22, 1988; peremptory amendment at 12 Ill. Reg. 4879, effective February 25, 1988; peremptory amendment at 12 Ill. Reg. 6313, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 6819, effective March 29, 1988; peremptory amendment at 12 Ill. Reg. 13621, effective August 8, 1988; peremptory amendment at 12 Ill. Reg. 19116, effective November 1, 1988; peremptory amendment at 12 Ill. Reg. 20894, effective December 21, 1988; peremptory amendment at 13 Ill. Reg. 228, effective January 11, 1989; peremptory amendment at 13 Ill. Reg. 2160, effective February 13, 1989; amended at 13 Ill. Reg. 3696, effective March 13, 1989; peremptory amendment at 13 Ill. Reg. 15953, effective October 5, 1989; peremptory amendment at 13 Ill. Reg. 16838, effective October 11, 1989; peremptory amendment at 13 Ill. Reg. 17495, effective January 18, 1990; amended at 14 Ill. Reg. 3424, effective February 26, 1990; peremptory amendment at 14 Ill. Reg. 4953, effective March 23, 1990; peremptory amendment at 14 Ill. Reg. 11401, effective July 6, 1990; peremptory amendment at 14 Ill. Reg. 13355, effective August 20, 1990.

SUBPART B: MEAT INSPECTION

Section 125.200 Post-Mortem Inspection

- a) The Department incorporates by reference 9 CFR 310(a) and 310.2 through 310.21, and 310.23 (1984; 49 FR 23606, effective June 4, 1984; 50 FR 32162, effective September 9, 1985; 52 FR 2101, effective January 20, 1987; 53 FR 40378, effective November 14, 1988; 53 FR 45888, effective December 15, 1988; 54 FR 36755, effective October 5, 1989; 55 FR 7472, effective May 31, 1990; 55 FR 29564, effective August 20, 1990), except that the preparation of meat and meat products for nonhuman food purposes (e.g., dog food) is not permitted at an official

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

- establishment. The preparation of nonhuman food products must be done in establishments licensed under the Illinois Dead Animal Disposal Act.
- b) The unusual circumstance and acceptable arrangements referred to in 9 CFR 310(a) shall mean in the case of emergency slaughter and in accordance with the procedure outlined in Section 125.190.
- c) In the case of emergency slaughter and where a veterinarian was obtained by the owner to perform ante-mortem inspection (see Section 125.190), the veterinarian may perform post-mortem inspection of the animal. The carcass and all parts, including viscera, shall be identified as set forth in 9 CFR 310.2 and held for the inspector. If the veterinarian performs the post-mortem inspection at the request of the owner, then the cost of such service shall be borne by the owner of the animal.
- d) Disinfectants that can be used in an official establishment shall be those set forth in Section 125.180.
- e) With regard to the incorporated language in 9 CFR 310.2(b)(4), alternate methods proposed by the operator of an official establishment for handling devices shall be approved if such method will accomplish the specific provisions as stated in that paragraph.
- f) Retained carcasses may be washed or trimmed provided such washing or trimming does not affect the disposition of the carcasses by removing conditions or lesions which caused the carcasses to be identified as retained.
- g) Temporary identification of retained carcasses by an official establishment shall be permitted; however, Illinois Retained tags shall be used to identify the carcasses along with any temporary identification that is used.
- h) References in the incorporated language to 9 CFR 314 shall be interpreted to mean in accordance with Section 125.230.
- i) Facilities for handling and inspecting cow udders shall be as set forth in "U.S. Inspected Meat and Poultry Packing Plants, A Guide to Construction and Layout" as adopted in Section 125.20.

(Source: Peremptory amendment at 14 Ill. Reg. 13355, effective August 20, 1990)

DEPARTMENT OF PUBLIC AID

NOTICE OF REFUSAL
TO MEET THE OBJECTION OF THE JOINT COMMITTEE
ON ADMINISTRATIVE RULES

- 1) The Heading of the Part: AID TO THE AGED, BLIND OR DISABLED
- 2) Code Citation: 89 Ill. Adm. Code 113
- 3) Section Number:
113.9 Action:
 Refusal
- 4) Date Notice of Proposed Amendment Published in the Register:
February 23, 1990 (14 Ill. Reg. 2811)
- 5) Date JCAR Statement of Objection Published in the Register:
Aug. 10, 1990 (14 Ill. Reg. 12983)
- 6) Summary of Action Taken by the Agency:
Response To Objection 1 and 2:

The Joint Committee on Administrative Rules ("Joint Committee") has objected to the proposed amendment to the Department of Public Aid's amendments to 89 Ill. Adm. Code 113.9 "Client Cooperation" on the basis that the Department has implemented agency policy prior to completion of the general rulemaking procedures, in violation of Section 5(a) and 5.01(c) of the Illinois Administrative Procedure Act.

This rulemaking places into rule the specific timeframes for the return of information necessary to determine an individual's eligibility for assistance under the Aid to the Aged, Blind or Disabled Program. The Department acknowledges that some policy contained in this rulemaking has already been implemented. One of the purposes of this rulemaking was to remedy this oversight by placing the policy into rule.

Pursuant to Section 5.01 of the Illinois Administrative Procedure Act, the Department published the Notice of Proposed Amendment relating to this rulemaking describing the proposed changes. Interested parties were afforded the opportunity to comment on the proposed changes. Accordingly, the publication and notice requirements of the Illinois Administrative Procedure Act were satisfied. While, it is true that the Department implemented the

DEPARTMENT OF PUBLIC AID

NOTICE OF REFUSAL
TO MEET THE OBJECTION OF THE JOINT COMMITTEE
ON ADMINISTRATIVE RULES

policy contained in these rules prior to completion of the rulemaking process, there is no reasonable or practical action after the fact the Department can take.

Furthermore, it should be noted that the implementation of this amendment prior to its adoption did not have any adverse impact upon the public.

Therefore, the Department does not believe there has been any violation of the spirit and intent of Sections 5(a) and 5.01(c) of the Illinois Administrative Procedure Act and believe the objection is unwarranted.

Response To Objection 3:

The Joint Committee has also objected to this rulemaking because it believes the Department failed to consider a comment received regarding this rulemaking.

The Department disagrees and stands by its position that the one comment received did not directly relate to this rulemaking. Therefore, there was nothing to evaluate.

DEPARTMENT OF PUBLIC AID

NOTICE OF REFUSAL
TO MEET THE OBJECTION OF THE JOINT COMMITTEE
ON ADMINISTRATIVE RULES

1) The Heading of the Part: MEDICAL ASSISTANCE PROGRAMS2) Code Citation: 89 Ill. Adm. Code 1203) Section Numbers:

120.208	<u>Action:</u>
120.308	Refusal
120.370	Refusal

4) Date Notice of Proposed Amendments Published in the Register:

89 Ill. Adm. Code 120.208 and 120.308

February 23, 1990 (14 Ill. Reg. 2831)

89 Ill. Adm. Code 120.370

April 27, 1990 (14 Ill. Reg. 5954)

5) Date JCAR Statement of Objection Published in the Register:

Aug. 10, 1990 (14 Ill. Reg. 13011)

13022

6) Summary of Action Taken by the Agency:

89 Ill. Adm. Code 120.208 and 120.308

Response To Objection 1 and 2:

The Joint Committee on Administrative Rules ("Joint Committee") has objected to the proposed amendment to the Department of Public Aid's amendments to 89 Ill. Adm. Code 120.208 and 120.308 on the basis that the Department has implemented agency policy prior to completion of the general rulemaking procedures, in violation of Section 5(a) and 5.01(c) of the Illinois Administrative Procedure Act.

This rulemaking places into rule the specific timeframes for the return of information necessary to determine an individual's eligibility for assistance under the Aid to the Aged, Blind or Disabled program. The Department acknowledges that some policy contained in this rulemaking has already been implemented. One of the purposes of this rulemaking was to remedy this oversight by placing the policy into rule.

DEPARTMENT OF PUBLIC AID

NOTICE OF REFUSAL
TO MEET THE OBJECTION OF THE JOINT COMMITTEE
ON ADMINISTRATIVE RULES

Pursuant to Section 5.01 of the Illinois Administrative Procedure Act, the Department published the Notice of Proposed Amendment relating to this rulemaking describing the proposed changes. Interested parties were afforded the opportunity to comment on the proposed changes.

Accordingly, the publication and notice requirements of the Illinois Administrative Procedure Act were satisfied. While, it is true that the Department implemented the policy contained in these rules prior to completion of the rulemaking process, there is no reasonable or practical action after the fact the Department can take.

Furthermore, it should be noted that the implementation of this amendment prior to its adoption did not have any adverse impact upon the public.

Therefore, the Department does not believe there has been any violation of the spirit and intent of Sections 5(a) and 5.01(c) of the Illinois Administrative Procedure Act and believe the objection is unwarranted.

Response To Objection 3:

The Joint Committee has also objected to this rulemaking because it believes the Department failed to consider a comment received regarding this rulemaking.

The Department disagrees and stands by its position that the one comment received did not directly relate to this rulemaking. Therefore, there was nothing to evaluate.

89 Ill. Adm. Code 120.370

Response To Objection:

The Joint Committee has objected to the proposed amendment to the Department of Public Aid's amendments to 89 Ill. Adm. Code 120.370 "Recognized Employment Expenses" on the basis that the Department has implemented agency policy prior to completion of the general rulemaking procedures, in violation of Section 5(a) and 5.01(c) of the Illinois Administrative Procedure Act.

This rulemaking implements Section 402 of the Family Support Act (P.L. 100-435) by: (1) increasing the standard

DEPARTMENT OF PUBLIC AID

NOTICE OF REFUSAL
TO MEET THE OBJECTION OF THE JOINT COMMITTEE
ON ADMINISTRATIVE RULES

work expense from \$75.00 to \$90.00; and (2) increasing the limit on dependent child care from \$160.00 to \$175.00 for children age two and above and to \$200.00 for children under age two. The Department acknowledges that some policy contained in this rulemaking has already been implemented. One of the purposes of this rulemaking was to remedy this oversight by placing the policy into rule.

Pursuant to Section 5.01 of the Illinois Administrative Procedure Act, the Department published the Notice of Proposed Amendment relating to this rulemaking describing the proposed changes. Interested parties were afforded the opportunity to comment on the proposed changes. Accordingly, the publication and notice requirements of the Illinois Administrative Procedure Act were satisfied. While, it is true that the Department implemented the policy contained in these rules prior to completion of the rulemaking process, there is no reasonable or practical action after the fact the Department can take.

Furthermore, it should be noted that the implementation of this amendment prior to its adoption did not have any adverse impact upon the public.

Therefore, the Department does not believe there has been any violation of the spirit and intent of Sections 5(a) and 5.01(c) of the Illinois Administrative Procedure Act and believe the objection is unwarranted.

DEPARTMENT OF CONSERVATION

NOTICE OF CORRECTIONS TO NOTICE ONLY

- 1) HEADING OF THE PART: Consultation Procedures for Assessing Impacts of Agency Actions on Endangered and Threatened Species
- 2) CODE CITATION: 17 Ill. Adm. Code 1075
- 3) THE NOTICE OF PROPOSED RULES BEING CORRECTED APPEARED AT:

14 Ill. Reg. 11033; July 13, 1990

- 4) THE INFORMATION BEING CORRECTED IS AS FOLLOWS:

When the original Notice was published in the July 13, 1990 Illinois Register, under item #10, "Statement of Statewide Policy Objectives", the Department indicated that this rule has no impact on local governments. This statement is inaccurate. This rule establishes a consultation process between the Department of Conservation and agencies of State and local governments for assessing impacts of agency actions on endangered and threatened species.

Also, under item #12, "Initial Regulatory Flexibility Analysis", the Department indicated that this rule has no impact on small businesses or municipalities. It has no impact on small businesses but does impact municipalities.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

1) Heading of the Part:

Head and Spinal Cord Injury Code

2) Code Citation:

77 Ill. Adm. Code 550

3) Register Citation to Notice of Proposed Amendments:

14 Ill. Reg. 10656 - July 6, 1990

4) Date, Time and Location of Public Hearing:

10:00 A.M.
September 6, 1990
Illinois Hospital Association
The Center for Health Affairs
1151 East Warrenville Road
Naperville, Illinois 60540

5) Other Pertinent Information:

The hearings will be for the sole purpose of gathering public comment on the proposed amendments. Persons interested in presenting testimony at this hearing are advised that the Department will adhere to the following procedures in the conduct of the hearing:

1. Each person presenting oral testimony shall provide to the Hearing Officer a written (preferably typed) copy of such testimony at the time the oral testimony is presented. No oral testimony shall be accepted without such written copy of the testimony being provided.
2. Each person presenting oral testimony will be limited to fifteen (15) minutes for the presentation of such testimony.
3. No person will be recognized to speak for a second time until all persons wishing to testify have done so. All testimony shall conclude at the specific times except that an individual in the midst of presenting testimony shall be allowed to complete his/her testimony.
4. In order to provide for a balanced presentation of views and to facilitate the orderly conduct of the hearing, the Hearing Officer may impose such other rules of procedure, including the order of call of witnesses, as he/she deems necessary.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

6) Name and Address of Agency Contact Person:

Questions regarding these proposed amendments or public hearings shall be directed to:

Mr. Robert John Kane
Administrative Rules Coordinator
Illinois Department of Public Health
525 West Jefferson, Second Floor
Springfield, Illinois 62761

COMMISSIONER OF BANKS AND TRUST COMPANIES

NOTICE OF PUBLIC INFORMATION

NOTICE OF ACCEPTANCE OF AN APPLICATION
BY FIRST FINANCIAL CORPORATION, TERRE HAUTE,
INDIANA, TO ACQUIRE RIDGE FARM STATE BANK,
RIDGE FARM, ILLINOIS

Pursuant to Section 3.071(d) of the Illinois Bank Holding Company Act of 1957 (Ill. Rev. Stat. 1989, ch. 17, par. 2510.01(d)), notice is hereby given that the Commissioner of Banks and Trust Companies has accepted for processing an application by First Financial Corporation, One First Financial Plaza, Terre Haute, Indiana 47807, to acquire Ridge Farm State Bank, 11 South State Street, Ridge Farm, Illinois 61870.

Interested persons who desire to comment on this proposed acquisition may submit their comments in writing no later than 14 days after the publication of this notice to either:

Jerry D. Cavanaugh
Harold F. Boede
Commissioner of Banks and Trust Companies
Room 100 Reisch Building
117 South Fifth Street
Springfield, Illinois 62701

JOINT COMMITTEE ON ADMINISTRATIVE RULES
STATE OF ILLINOIS CENTER
ROOM 16-503

CHICAGO, ILLINOIS

10:00 A.M.

AUGUST 21, 1990

NOTICE: It is the policy of the Joint Committee to allow only representatives of state agencies to testify orally on any rule under consideration at Joint Committee hearings. If members of the public wish to express their views with respect to a proposed rule, they should submit written comments to the Office of the Joint Committee at the following address:

Joint Committee on Administrative Rules
509 South Sixth Street
Room 500
Springfield, Illinois 62701

AGENDA

- I. Approval of July 26, 1990 Minutes
- II. Review of Proposed Agency Rulemaking

Department of Agriculture

1. Animal Diagnostic Laboratory Act; 8 Ill. Adm. Code 110
-First Notice Published: 14 Ill. Reg. 8759 - 6-8-90
-Expiration of Second Notice Period: 9-14-90
2. Diseased Animals; 8 Ill. Adm. Code 85
-First Notice Published: 14 Ill. Reg. 8768 - 6-8-90
-Expiration of Second Notice Period: 9-14-90
3. Illinois Pseudorabies Control Act; 8 Ill. Adm. Code 115
-First Notice Published: 14 Ill. Reg. 8773 - 6-8-90
-Expiration of Second Notice Period: 9-14-90
4. Swine Disease Control and Eradication Act; 8 Ill. Adm. Code 105
-First Notice Published: 14 Ill. Reg. 8777 - 6-8-90
-Expiration of Second Notice Period: 9-14-90

Attorney General

5. Illinois Estate and Generation - Skipping Transfer Tax Act; 86 Ill. Adm. Code 2000
-First Notice Published: 14 Ill. Reg. 4281 - 3-23-90
-Expiration of Second Notice Period: 8-20-90

JOINT COMMITTEE ON ADMINISTRATIVE RULES

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

AGENDA

Department of Central Management ServicesState Board of Education

6. Marking, Inventory, Transfer and Disposal of State-Owned Personal Property; 44 Ill. Adm. Code 5010
-First Notice Published: 14 Ill. Reg. 8271 - 6-1-90
-Expiration of Second Notice Period: 9-7-90

14. Certification; 23 Ill. Adm. Code 25
-First Notice Published: 14 Ill. Reg. 3331 - 3-9-90
-Expiration of Second Notice Period: 7-23-90

Department of ConservationDepartment of Employment Security

7. Hunting Season for Game Breeding and Hunting Preserve Areas; 17 Ill. Adm. Code 745
-First Notice Published: 14 Ill. Reg. 4351 - 3-23-90
-Expiration of Second Notice Period: 8-20-90

15. Claims, Adjudication, Appeals and Hearings; 56 Ill. Adm. Code 2720
-First Notice Published: 14 Ill. Reg. 7686
-Expiration of Second Notice Period: 9-4-90

8. Repeal of Hunting Season for Game Breeding and Hunting Preserve Areas; 17 Ill. Adm. Code 745
-First Notice Published: 14 Ill. Reg. 5647 - 4-20-90
-Expiration of Second Notice Period: 8-20-90

16. General Conditions of State of Illinois Grants for Nonhazardous Solid Waste Planning Enforcement; 35 Ill. Adm. Code 871
-First Notice Published: 14 Ill. Reg. 8429 - 6-1-90
-Expiration of Second Notice Period: 9-4-90

9. General Hunting and Trapping on Department-Owned or -Managed Sites; 17 Ill. Adm. Code 510
-First Notice Published: 14 Ill. Reg. 3757 - 3-16-90
-Expiration of Second Notice Period: 9-4-90

17. Procedures for Operation of the Non-Hazardous Solid Waste Fee System; 35 Ill. Adm. Code 858
-First Notice Published: 14 Ill. Reg. 8444 - 6-1-90
-Expiration of Second Notice Period: 9-4-90

10. Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Gray Fox, Coyote, Beaver and Woodchuck (Groundhog) Trapping; 17 Ill. Adm. Code 570
-First Notice Published: 14 Ill. Reg. 3764 - 3-16-90
-Expiration of Second Notice Period: 9-4-90

18. Procedures for Issuing Solid Waste Planning and Enforcement Grants; 35 Ill. Adm. Code 870
-First Notice Published: 14 Ill. Reg. 8809 - 6-8-90
-Expiration of Second Notice Period: 9-10-90

11. White-Tailed Deer Hunting by Use of Bow and Arrow; 17 Ill. Adm. Code 670
-First Notice Published: 14 Ill. Reg. 4372 - 3-23-90
-Expiration of Second Notice Period: 9-4-90

19. Exempt Sale of Insurance Company Shares; 50 Ill. Adm. Code 907
-First Notice Published: 14 Ill. Reg. 8451 - 6-1-90
-Expiration of Second Notice Period: 9-6-90

12. Forest Management Plan; 17 Ill. Adm. Code 1537
-First Notice Published: 14 Ill. Reg. 8273 - 6-1-90
-Expiration of Second Notice Period: 9-13-90

Department of Nuclear Safety

13. Forestry Development Cost Share Program; 17 Ill. Adm. Code 1536
-First Notice Published: 14 Ill. Reg. 8289 - 6-1-90
-Expiration of Second Notice Period: 9-13-90

20. Accrediting Persons in the Practice of Medical Radiation Technology; 32 Ill. Adm. Code 401
-First Notice Published: 13 Ill. Reg. 19017 - 12-8-89
-Expiration of Second Notice Period: 8-20-90

JOINT COMMITTEE ON ADMINISTRATIVE RULES

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

AGENDA

Department of Public AidIllinois Racing Board

21. Medical Assistance Programs; 89 Ill. Adm. Code 120
-First Notice Published: 14 Ill. Reg. 7821 - 5-25-90
-Expiration of Second Notice Period: 8-21-90
22. Aid to the Aged, Blind or Disabled; 89 Ill. Adm. Code 113
-First Notice Published: 14 Ill. Reg. 7813 - 5-25-90
-Expiration of Second Notice Period: 8-27-90
23. Point Count Guidelines for ICF/MR and SNF/PED Facilities; 89 Ill. Adm. Code 146
-First Notice Published: 14 Ill. Reg. 4419 - 3-23-90
-Expiration of Second Notice Period: 8-31-90
24. Medical Payment; 89 Ill. Adm. Code 140
-First Notice Published: 14 Ill. Reg. 4415 - 9-4-90
-Expiration of Second Notice Period: 9-4-90
25. Hospital Services; 89 Ill. Adm. Code 140
-First Notice Published: 14 Ill. Reg. 5409 - 4-13-90
-Expiration of Second Notice Period: 9-6-90
26. Medical Payment; 89 Ill. Adm. Code 140
-First Notice Published: 14 Ill. Reg. 5726 - 4-20-90
-Expiration of Second Notice Period: 9-13-90
27. Medical Payment; 89 Ill. Adm. Code 140
-First Notice Published: 14 Ill. Reg. 7027 - 5-11-90
-Expiration of Second Notice Period: 9-30-90
28. Reimbursement for Nursing Costs for Geriatric Facilities; 89 Ill. Adm. Code 147
-First Notice Published: 14 Ill. Reg. 6664 - 5-4-90
-Expiration of Second Notice Period: 9-27-90

Department of Public Health

29. Food Service Sanitation Code; 77 Ill. Adm. Code 750
-First Notice Published: 14 Ill. Reg. 5050 - 4-6-90
-Expiration of Second Notice Period: 8-21-90

30. Over/Under Rules; 11 Ill. Adm. Code 419
-First Notice Published: 14 Ill. Reg. 7406 - 5-18-90
-Expiration of Second Notice Period: 9-4-90
31. Supertrifecta Rules; 11 Ill. Adm. Code 421
-First Notice Published: 14 Ill. Reg. 7411 - 5-18-90
-Expiration of Second Notice Period: 9-4-90

Department of Rehabilitation Services

32. Vending Facility Program for the Blind; 89 Ill. Adm. Code 650
-First Notice Published: 14 Ill. Reg. 6683 - 5-4-90
-Expiration of Second Notice Period: 8-20-90
33. Repeal of Vending Stand Program for the Blind; 89 Ill. Adm. Code 650
-First Notice Published: 14 Ill. Reg. 6725 - 5-4-90
-Expiration of Second Notice Period: 8-20-90

Department of Revenue

34. Income Tax; 86 Ill. Adm. Code 100
-First Notice Published: 14 Ill. Reg. 7090 - 5-11-90
-Expiration of Second Notice Period: 8-27-90
35. Retailers' Occupation Tax; 86 Ill. Adm. Code 100
-First Notice Published: 14 Ill. Reg. 7106 - 5-11-90
-Expiration of Second Notice Period: 9-4-90
36. Service Occupation Tax; 86 Ill. Adm. Code 140
-First Notice Published: 14 Ill. Reg. 7123 - 5-11-90
-Expiration of Second Notice Period: 9-4-90
37. Cannabis and Controlled Substances Tax Act; 86 Ill. Adm. Code 428
-First Notice Published: 14 Ill. Reg. 8996 - 6-8-90
-Expiration of Second Notice Period: 9-10-90
38. Retailers' Occupation Tax; 86 Ill. Adm. Code 130
-First Notice Published: 13 Ill. Reg. 14800 - 9-22-89
-Expiration of Second Notice Period: 9-14-90

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

Secretary of State

39. Mandatory Vehicle Liability Insurance; 50 Ill. Adm. Code 8010
-First Notice Published: 14 Ill. Reg. 7417 - 5-18-90
-Expiration of Second Notice Period: 8-27-90
40. Cancellation, Revocation or Suspension of Licenses or Permits; 92 Ill. Adm. Code 1040
-First Notice Published: 14 Ill. Reg. 8109 - 5-25-90
-Expiration of Second Notice Period: 8-27-90

Office of the State Fire Marshal

41. Policy and Procedures Manual for Fire Protection Personnel; 41 Ill. Adm. Code 140
-First Notice Published: 14 Ill. Reg. 4781 - 3-30-90
-Expiration of Second Notice Period: 9-6-90

Department of Transportation

42. Driving and Parking; 92 Ill. Adm. Code 397
-First Notice Published: 14 Ill. Reg. 7424 - 5-18-90
-Expiration of Second Notice Period: 9-4-90
43. Repeal of Driving and Parking; 92 Ill. Adm. Code 397
-First Notice Published: 14 Ill. Reg. 7429 - 5-18-90
-Expiration of Second Notice Period: 9-4-90

44. Driving of Motor Vehicles; 92 Ill. Adm. Code 392
-First Notice Published: 14 Ill. Reg. 7438 - 5-18-90
-Expiration of Second Notice Period: 9-4-90

45. Hours of Services of Drivers; 92 Ill. Adm. Code 395
-First Notice Published: 14 Ill. Reg. 7442 - 5-18-90
-Expiration of Second Notice Period: 9-4-90

46. Motor Carrier Safety Regulations: General; 92 Ill. Adm. Code 390
-First Notice Published: 14 Ill. Reg. 7452 - 5-18-90
-Expiration of Second Notice Period: 9-4-90

47. Parts and Accessories Necessary for Safe Operation; 92 Ill. Adm. Code 393
-First Notice Published: 14 Ill. Reg. 7468 - 5-18-90
-Expiration of Second Notice Period: 9-4-90

48. Procedures and Enforcement; 92 Ill. Adm. Code 386
-First Notice Published: 14 Ill. Reg. 7472 - 5-18-90
-Expiration of Second Notice Period: 9-4-90

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

49. Qualifications of Drivers; 92 Ill. Adm. Code 391
-First Notice Published: 14 Ill. Reg. 7487 - 5-18-90
-Expiration of Second Notice Period: 9-4-90
50. Inspection, Repair and Maintenance; 92 Ill. Adm. Code 396
-First Notice Published: 14 Ill. Reg. 7447 - 5-18-90
-Expiration of Second Notice Period: 9-10-90

III. Certification of No Objection to Proposed Rulemaking

IV. Review of Emergency Rulemaking and Peremptory Rulemaking

Department of Agriculture

51. Meat and Poultry Inspection Act; 8 Ill. Adm. Code 125 (Peremptory)
-Notice Published: 14 Ill. Reg. 11401 - 7-13-90

Department of Central Management Services

52. Pay Plan; 80 Ill. Adm. Code 310 (Emergency)
-Notice Published: 14 Ill. Reg. 11330 - 7-13-90

53. Personal Use of State Telephones; 44 Ill. Adm. Code 5030 (Emergency)
-Notice Published: 14 Ill. Reg. 11351 - 7-13-90

Department of Children and Family Services

54. Reports of Child Abuse and Neglect; 89 Ill. Adm. Code 300 (Emergency)
-Notice Published: 14 Ill. Reg. 11356 - 7-13-90

Department of Corrections

55. Records of Committed Persons; 20 Ill. Adm. Code 107 (Emergency)
-Notice Published: 14 Ill. Reg. 12273 - 7-27-90

State Board of Education

56. Special Education; 23 Ill. Adm. Code 226 (Emergency)
-Notice Published: 14 Ill. Reg. 11364 - 7-13-90

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of July 31, 1990, through August 3, 1990, and have been scheduled for review by the Committee at its August 21, 1990, and September 13, 1990 meeting. Other items not contained in this published list may also be considered by the Joint Committee at its August or September meeting. Members of the public wishing to express their views with respect to a proposed rule should submit written comments to the Joint Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Room 500, Springfield, IL 62701.

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
9/13/90	Department of Conservation, Forest Management Plan (17 Ill. Adm. Code 1537)	6/1/90 14 Ill. Reg. 8273	August 21, 1990
9/13/90	Department of Conservation, Forestry Development Cost Share Program (17 Ill. Adm. Code 1536)	6/1/90 14 Ill. Reg. 8289	August 21, 1990
9/14/90	Department of Agriculture, Animal Diagnostic Laboratory Act (8 Ill. Adm. Code 110)	6/8/90 14 Ill. Reg. 8759	August 21, 1990
9/14/90	Department of Agriculture, Diseased Animals (8 Ill. Adm. Code 85)	6/8/90 14 Ill. Reg. 8768	August 21, 1990
9/14/90	Department of Agriculture, Illinois Pseudorabies Control Act (8 Ill. Adm. Code 115)	6/8/90 14 Ill. Reg. 8773	August 21, 1990
9/14/90	Department of Agriculture, Swine Disease Control and Eradication Act (8 Ill. Adm. Code 105)	6/8/90 14 Ill. Reg. 8777	August 21, 1990
9/14/90	Department of Revenue, Retailers' Occupation Tax (86 Ill. Adm. Code 130)	9/22/89 13 Ill. Reg. 14800	August 21, 1990
9/14/90	Department of Insurance, Licensing of Public Adjusters (50 Ill. Adm. Code 3118)	6/1/90 14 Ill. Reg. 8454	September 13, 1990

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

Department of Public Aid

57. Hospital Services; 89 Ill. Adm. Code 148 (Emergency)
-Notice Published: 14 Ill. Reg. 11392 - 7-13-90
58. Drug Manual; 89 Ill. Adm. Code 141 (Emergency)
-Notice Published: 14 Ill. Reg. 12278 - 7-27-90
59. Medical Payment; 89 Ill. Adm. Code 140 (Emergency)
-Notice Published: 14 Ill. Reg. 12082 - 7-20-90

State Fire Marshal

60. Fire Equipment Distributor and Employee Standards; 41 Ill. Adm. Code 251 (Emergency)
-Notice Published: 14 Ill. Reg. 8194 - 5-25-90

V. Agency Responses to Joint Committee Statements of Objection

Department of Commerce and Community Affairs

61. Local Tourism and Convention Bureau Program; 14 Ill. Adm. Code 550 (Emergency)
-First Published: 14 Ill. Reg. 5565 - 4-13-90
-Objection Date: 6-5-90
-Response: Refusal

VI. Exempt Rulemakings

Pollution Control Board

62. Underground Storage Tanks; 35 Ill. Adm. Code 731
-Proposed Date: 3-23-90
-Adopted Date: 7-10-90

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYJOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSECOND NOTICES RECEIVED
(page 2)SECOND NOTICES RECEIVED
(page 3)

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR	Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
9/14/90	Department of Public Aid, Medical Payment (89 Ill. Adm. Code 140)	6/8/90 14 Ill. Reg. 8929	September 13, 1990	9/17/90	Department of Rehabilitation Services, Other Services (89 Ill. Adm. Code 607)	5/11/90 14 Ill. Reg. 7087	September 13, 1990
9/14/90	Department of Insurance, Advertisements of Medicare Supplement Insurance (50 Ill. Adm. Code 2010)	6/8/90 14 Ill. Reg. 8828	September 13, 1990	9/17/90	Illinois Racing Board, Claiming Races (11 Ill. Adm. Code 510)	5/25/90 14 Ill. Reg. 8079	September 13, 1990
9/17/90	Department of Public Aid, Food Stamps (89 Ill. Adm. Code 121.10)	6/15/90 14 Ill. Reg. 9317	September 13, 1990	9/17/90	Illinois Racing Board, Drivers, Trainers, and Agents (11 Ill. Adm. Code 1317)	5/25/90 14 Ill. Reg. 8083	September 13, 1990
9/17/90	Department of Public Aid, Food Stamps (89 Ill. Adm. Code 121.63)	6/15/90 14 Ill. Reg. 9317	September 13, 1990	9/17/90	Illinois Racing Board, Pari-Mutuels (11 Ill. Adm. Code 405)	5/25/90 14 Ill. Reg. 8086	September 13, 1990
9/17/90	Department of Public Aid, Medical Assistance Programs (89 Ill. Adm. Code 120)	6/15/90 14 Ill. Reg. 9343	September 13, 1990	9/17/90	Illinois Racing Board, Security and Admissions (11 Ill. Adm. Code 1325)	5/25/90 14 Ill. Reg. 8090	September 13, 1990
9/17/90	Department of Public Aid, Aid to Families with Dependent Children (89 Ill. Adm. Code 112)	6/15/90 14 Ill. Reg. 9291	September 13, 1990	9/17/90	Department of Rehabilitation Services, Recovery of Misspent Funds (89 Ill. Adm. Code 527)	5/25/90 14 Ill. Reg. 8095	September 13, 1990
9/17/90	Department of Public Aid, Aid to the Aged, Blind or Disabled (89 Ill. Adm. Code 113)	6/15/90 14 Ill. Reg. 9307	September 13, 1990	9/17/90	Department of Rehabilitation Services, Financial Eligibility Criteria (89 Ill. Adm. Code 687)	6/1/90 14 Ill. Reg. 8560	September 13, 1990
9/17/90	Department of Rehabilitation Services, Individualized Written Rehabilitation Program (89 Ill. Adm. Code 572)	4/27/90 14 Ill. Reg. 5969	September 13, 1990	9/17/90	Department of Public Health, The Illinois Formulary for the Drug Product Selection Program (77 Ill. Adm. Code 790)	6/15/90 14 Ill. Reg. 9357	September 13, 1990
9/17/90	Department of Rehabilitation Services, Maintenance (89 Ill. Adm. Code 602)	4/27/90 14 Ill. Reg. 5974	September 13, 1990	9/17/90	Department of Revenue, Alcoholic Liquor Act (86 Ill. Adm. Code 420)	6/15/90 14 Ill. Reg. 9402	September 13, 1990
9/17/90	Department of Rehabilitation Services, Centers for Independent Living (89 Ill. Adm. Code 885)	5/4/90 14 Ill. Reg. 6666	September 13, 1990	9/17/90	Department of Nuclear Safety, Plan for the Reimbursement for Local Governments Under Provisions of the Illinois Nuclear Safety Preparedness Act (32 Ill. Adm. Code 501)	6/8/90 14 Ill. Reg. 8865	September 13, 1990

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSECOND NOTICES RECEIVED
(page 4)

Second Notice Expires	9/17/90	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR	September 13, 1990
		Environmental Protection Agency Used and Waste Tires Removal Priority List (35 Ill. Adm. Code 861)	6/8/90 14 Ill. Reg. 8822		

PROCLAMATION

90-347
VOCATIONAL STUDENT ORGANIZATION WEEK
(Revised)

Whereas, the proper education of today's youth is a concern of all Americans; and

Whereas, vocational student organizations are dedicated to the advancement of proper education, training, and development of America's youth; and

Whereas, for the past 13 years, groups such as the Illinois Coordinating Council for Vocational Student Organizations have advanced the awareness of the importance of vocational student organizations as an integral part of the educational curriculum; and

Whereas, vocational student organizations in Illinois include Distributive Education Clubs of America (DECA), Future Business Leaders of America (FBLA), Illinois Association FFA (FFA), Future Homemakers of America/Home Economics Related Occupations (FHA/HERO), Health Occupations Students of America (HOSA), Postsecondary Agricultural Students (PAS), Phi Beta Lambda (PBL), Technology Student Association (TSA), and Vocational Industrial Clubs of America (VICA);

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim September 30-October 6, 1990, as VOCATIONAL STUDENT ORGANIZATION WEEK in Illinois in recognition of the contributions these organizations have made to the education of our youth.

Issued by the Governor July 30, 1990.

Filed with the Secretary of State August 6, 1990.

90-363
DISASTER AREAS - SEVERAL COUNTIES

A series of severe thunderstorms with torrential rains and damaging winds occurred around the State during the last two weeks in May, 1990. These storms created record flooding conditions, serious public service disruptions and extensive damages to real and personal property, business enterprises, farms, livestock, agricultural levees, roads and other property in affected counties.

In the interest of aiding those citizens who were adversely affected and suffered losses because of wind damage and flood conditions and to minimize the impact on the public health, safety and welfare of our citizens, I hereby declare Calhoun and Hamilton counties to be State of Illinois Disaster Areas, pursuant to the provisions of Section 7(a) of the "Illinois Emergency Services and Disaster Agency Act of 1988" (Ill. Rev. Stat., 1989, ch. 127, par. 1051, et seq.).

This gubernatorial declaration of disaster will aid the

Illinois Emergency Services and Disaster Agency in coordinating other State agency resources in the disaster recovery operations; provide for the reassessment of real and personal property substantially damaged by the storms; and make possible any requests for federal disaster assistance.

Issued by the Governor July 31, 1990.
Filed with the Secretary of State July 31, 1990.

90-364

BASOLO 70 CELEBRATION DAY

Whereas, Dr. Fred Basolo has exemplified himself as a superlative chemist of world class stature. His awards include the Guggenheim Fellowship, Bailar Medal Award, James Flack Norris Awards for Outstanding Achievement in the Teaching of Chemistry, and NATO Senior Scientist Fellowship; and

Whereas, Dr. Basolo has been honored for his work in Denmark, Italy, Germany, Peru, Peoples Republic of China, England, Australia, India, and Japan; and

Whereas, Dr. Basolo has served on editorial boards for professional journals in his area of expertise, such as Journal of the American Chemical Society and Journal of Inorganic and Nuclear Chemistry; and

Whereas, he has published more than 350 scientific articles and coauthored two books; and

Whereas, 1990 marks Dr. Basolo's 70th birthday and his 44th year as a faculty member in the Chemistry Department of Northwestern University, where he has served on 58 doctoral committees and 60 postdoctoral committees;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim August 17, 1990, as BASOLO 70 CELEBRATION DAY in Illinois and call upon citizens to observe the day with appropriate ceremonies and activities.

Issued by the Governor July 30, 1990.
Filed with the Secretary of State August 6, 1990.

90-365

MISS/MS. WHEELCHAIR AMERICA WEEK

Whereas, the Miss/MS. Wheelchair America Pageant was established in 1974; and

Whereas, the pageant strives to eliminate architectural and attitudinal barriers the 45 million disabled Americans face by educating the public about the dignity, attractiveness, and productivity of disabled persons whose only limitations are those of mobility; and

Whereas, Miss/MS. Wheelchair America is chosen to serve one year as a goodwill ambassador for disabled people of the United States who are seeking a full, productive, and rewarding life; and

Whereas, Miss/MS. Wheelchair America also serves as a role model for younger and newly disabled individuals; Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim August 22-26, 1990, as MISS/MS. WHEELCHAIR AMERICA WEEK in Illinois and encourage citizens to support the objectives of the pageant.

Issued by the Governor July 30, 1990.
Filed with the Secretary of State August 6, 1990.

90-366

RECOGNIZES 75th ANNIVERSARY OF THE U.S. NAVAL RESERVE

Whereas, the U.S. Naval Reserve will be celebrating its 75th Anniversary with two ceremonies at the Great Lakes Reserve Center in Illinois; and

Whereas, the Naval Reserve consists of private, highly trained, patriotic citizens who are ready at a moment's notice to leave everything and assist the active Navy in the name of freedom and world peace; and

Whereas, over the years the Naval Reserve has evolved from a pool of part-time sailors to a vital resource of approximately 150,000 well-trained and qualified men and women; and

Whereas, today's Naval Reserve, fueled by the theme "A Force Seasoned by Tradition and Trained for the Future," is an indispensable part of the nation's defense and an important reason for the U.S. Navy's continued distinction as the strongest Navy in the world; and

Whereas, this all-volunteer force of some of our finest citizens is well-deserving of the praise in the old saying, "The quality of the U.S. Sailor has no parallel";

Therefore, I, James R. Thompson, Governor of the State of Illinois, recognize the 75th ANNIVERSARY OF THE U.S. NAVAL RESERVE and commend these men and women on their continued growth, professionalism, and service to this country.

Issued by the Governor July 30, 1990.
Filed with the Secretary of State August 6, 1990.

90-367

AMERICAN JAZZ DANCE WEEK

Whereas, jazz dance is America's gift to the world of dance; and

Whereas, the First American Jazz Dance World Congress will convene in Evanston August 16-19; and

Whereas, Gus Giordano, Artistic Director of Jazz Dance Chicago and conference presenter, has made valuable contributions to American jazz dance and has most recently been recognized with the 1989 Governor's Award for the Arts; and

Whereas, 5,000 dance students, teachers, and choreographers from 18 countries will come together to share their passion for

jazz dance; and

Whereas, 16 dance companies will present jazz dance performances during this convention, benefitting the international dance community;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim August 12-19, 1990, as American Jazz Dance Week in Illinois. I urge Illinoisans to take this opportunity to experience the energy and spirit of jazz dance.

Issued by the Governor July 31, 1990.

Filed with the Secretary of State August 6, 1990.

90-368

INTERNATIONAL VISITORS MONTH

Whereas, the International Visitors Center (IVC) of Chicago was established in 1952 as an organization of volunteers to assist in welcoming international visitors to Chicago; and

Whereas, the purpose of the International Visitors Center is to serve as a catalyst for the exchange of ideas and cultural understanding and to promote commerce and goodwill between people of other nations and citizens of Chicago; and

Whereas, the International Visitors Center for 38 years has provided thousands of Chicagoans the opportunity to represent their city by serving as hosts of 52,000 visitors throughout the world; and

Whereas, through its International Women Associates program, the International Visitors Center has enhanced the experience of thousands of women of all nationalities residing in Chicago; and

Whereas, the International Visitors Month has united and brought world-wide attention to the important role of international visitors to Chicago's business community, international organizations, and individual citizens;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim September 1990 as INTERNATIONAL VISITORS MONTH in Illinois in commemoration of the International Visitors Centers' 38th Anniversary.

Issued by the Governor July 31, 1990.

Filed with the Secretary of State August 6, 1990.

90-369

MORGAN HORSE WEEK

Whereas, the Morgan horse breed, America's oldest breed, was founded more than 200 years ago by Justin Morgan, who was a Vermont native; and

Whereas, more than 400 Morgan horses from Illinois and other states across the nation compete in the Jubilee Regional Morgan Horse Show held annually at the Illinois State Fairgrounds. During the show, the breed is exhibited in all its splendor and grace; and

Whereas, this year's show will benefit the Crisis Nursery fund of the Illinois Department of Children and Family Services; and

Whereas, Morgan horses are known as the "Pride and Product of America" and have contributed significantly to the development of Illinois. In addition, the Army Calvary Re-Mount Program could not have succeeded without the Morgan influence; and

Whereas, Morgan horses constitute one of the largest horse populations in the United States, and the Morgan horse industry in Illinois is a vital segment of the economy of our state;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim August 27 - September 2, 1990, as MORGAN HORSE WEEK in Illinois.

Issued by the Governor July 31, 1990.

Filed with the Secretary of State August 6, 1990.

90-370

OSTEOPATHIC MEDICINE WEEK

Whereas, the osteopathic medical profession for more than 100 years has been dedicated to the preservation of good health for all Americans; and

Whereas, osteopathic health care is a distinctive branch of mainstream medical care, and Doctors of Osteopathy are fully licensed physicians, psychiatrists, and other specialists who stress the unity of all body systems and emphasize the importance of the musculoskeletal system and preventive health care; and

Whereas, osteopathic physicians believe that good health for the whole family, including senior citizens, is the best approach to health care; and

Whereas, osteopathic health care salutes older Americans acknowledging that this group of people is becoming the largest user of health care, and by the year 2000 one out of every eight Americans will be over the age of 65; and

Whereas, Doctors of Osteopathy have concentrated on providing health care services to underserved areas by practicing in communities with less than 20,000 population in rural and inner city areas;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim September 9-15, 1990, as OSTEOPATHIC MEDICINE WEEK in Illinois in accordance with the national observance.

Issued by the Governor July 31, 1990.

Filed with the Secretary of State August 6, 1990.

90-371

CHAMBER OF COMMERCE WEEK

Whereas, chambers of commerce work with the business community to advance the civic, economic, industrial, professional, and cultural welfare of the State of Illinois; and

Whereas, chambers of commerce have contributed to the civic and economic life in Illinois for more than 150 years since the founding of the Galena Chamber of Commerce in 1838; and

Whereas, 1990 marks the 75th anniversary of the founding of the Illinois Association of Chamber of Commerce Executives, an organization devoted to the professional development and training of chamber executives; and

Whereas, the State of Illinois is home to international chambers of commerce, the central region office of the U.S. Chamber of Commerce, the Illinois State Chamber of Commerce, and more than 300 local chambers of commerce; and

Whereas, chambers of commerce encourage the growth of existing industries and businesses and encourage new firms and individuals to locate in Illinois; and

Whereas, chambers of commerce act as a liaison between the State of Illinois, local governments, and the business community; Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim September 30-October 6, 1990, as CHAMBER OF COMMERCE WEEK in Illinois and call its significance to the attention of all Illinoisans.

Issued by the Governor August 2, 1990.

Filed with the Secretary of State August 6, 1990.

90-372

DYSTONIA AWARENESS DAY

Whereas, Dystonia is a neurological disorder in which powerful, involuntary muscle spasms twist parts or all of the body. The public knows little about this disorder that may affect as many as 200,000 people in North America; and

Whereas, the cause of Dystonia is unknown and there is no cure, and the spasms it causes are always very disabling and often very painful; and

Whereas, in addition to the pain the disorder itself causes, Dystonia victims often experience isolation and suffer grave physical harm because members of the public often react to the physical manifestations of Dystonia by avoiding those with the disorder; and

Whereas, greater recognition and understanding of Dystonia in both the medical and the lay communities is highly desirable. Widespread public support of efforts to find the causes and cure of Dystonia would be a step in the right direction;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim September 15, 1990, as DYSTONIA AWARENESS DAY in Illinois. I urge all citizens to learn everything they can about this disorder so they can try to aid and support Dystonia sufferers.

Issued by the Governor August 2, 1990.

Filed with the Secretary of State August 6, 1990.

90-373

EMERGENCY MEDICAL SERVICES WEEK

Whereas, the important role of the State of Illinois as a leader in the provision of emergency medical services and trauma care has been emphasized by the Legislature; and

Whereas, since 1971 the Illinois Department of Public Health has coordinated and integrated all activities involving emergency medical systems; and

Whereas, Illinois continues to strive for emergency medical services that are available to all citizens;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim September 16-22, 1990, as EMERGENCY MEDICAL SERVICES WEEK in Illinois. On behalf of the citizens of our state, I commend those engaged in emergency medical services activities for their outstanding contributions to the health and welfare of all Illinoisans.

Issued by the Governor August 2, 1990.

Filed with the Secretary of State August 6, 1990.

90-374

H.M.S. ROSE DAY

Whereas, the H.M.S. Rose is the world's largest operational wooden sailing vessel and is making Chicago its major port-of-call during its 1990 2,400-mile tour of the Great Lakes; and

Whereas, the H.M.S. Rose is an instrumental part of the naval history of the United States because the original vessel was a major influence in the founding of the U.S. Navy; and

Whereas, the State of Illinois is shaped by the Great Lakes and their tributaries, including the Chicago River and the Mississippi River, which represent extraordinary physical assets vital to the well-being of millions of our residents; and

Whereas, the H.M.S. Rose invites citizens to reflect on the past, present, and future maritime activities of our country and the inland treasures represented by the Great Lakes and rivers;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim August 7, 1990, as H.M.S. ROSE DAY in Illinois and urge citizens to participate in the celebration of the vessel's voyage and its future designation as this nation's largest official School Ship, to be certified by the U.S. Coast Guard this year.

Issued by the Governor August 2, 1990.

Filed with the Secretary of State August 6, 1990.

90-375

PARALYZED VETERANS RECOGNITION DAY

"Columbia's true- The men below who batter the foe--the men

90 behind the guns!" John Jerome Rooney, The Men Behind the Guns

Whereas, America would not be the great, free nation it is today if it weren't for those who came to its defense in times of conflict; and

Whereas, the veterans who served their country will never forget the experience; and

Whereas, some of them made sacrifices that forever altered their lives; and

Whereas, special events are being conducted at this time to recognize the men and women who experienced paralysis while serving in the Armed Forces;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim August 17, 1990, as PARALYZED VETERANS RECOGNITION DAY in Illinois and urge all citizens to pay tribute to these valiant men and women.

Issued by the Governor August 2, 1990.

Filed with the Secretary of State August 6, 1990.

90-376

VETERANS DAY AT THE FAIR

Whereas, one of the most popular, colorful, and exciting days of the Illinois State Fair is Veterans Day at the Fair; and

Whereas, introduced 58 years ago by the American Legion in cooperation with the State of Illinois, Veterans Day at the Fair's program offers youth an opportunity to display their patriotism and participate in a public musical performance; and

Whereas, after World War II, other veteran associations became involved, and 16 charter organizations in the state now share responsibility for the program; and

Whereas, competition is limited to Illinois units, and each must be sponsored by one or more of the veteran groups. Cash prizes and Governor's trophies are awarded to winners in the different classes and events;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim August 12, 1990, as VETERANS DAY AT THE FAIR. I recommend that all Illinoisans witness the inspiring, patriotic competition by skilled musical and marching units from all over the state.

Issued by the Governor August 2, 1990.

Filed with the Secretary of State August 6, 1990.

90-377

WOMEN'S BUSINESS OWNERSHIP DAY

Whereas, the Women's Business Development Center (WBDC) will hold its 4th annual Entrepreneurial Woman's Conference and the 1st Annual Women's Business and Buyers' Mart in Chicago September 2; and

90 Whereas, the conference theme is "The State of Women in Business: Taking Risks in a Changing World," which stresses WBDC's mission of empowerment of women through business ownership; and

Whereas, the highlights of this event include the Women's Forum Luncheon featuring nationally known, successful women entrepreneurs, the Business and Buyers' Mart offering women the opportunity to market their businesses to corporate and government buyers, and workshops focusing on current entrepreneurial and industrial issues; and

Whereas, during the last four years WBDC has provided help to women business owners in many areas such as management, marketing, legal and financial assistance, and corporate and government contracting opportunities and certification;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim September 2, 1990, as WOMEN'S BUSINESS OWNERSHIP DAY in Illinois in conjunction with WBDC's annual conference and in recognition of WBDC's continued service to women business owners.

Issued by the Governor August 2, 1990.

Filed with the Secretary of State August 6, 1990.

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

AUGUST 17, 1990

VOL. 14, ISSUE #33

COMMERCE COMMISSION, ILLINOIS

- 92 Ill. Adm. Code 1207 Agents for Service of Process (P-15150/89; A-3033)
- 92 Ill. Adm. Code 1307 Carrier Identification (P-15154/89; A-13138)
- 83 Ill. Adm. Code 760 Cellular Radio Exclusion (P-13358/89; A-3037) (P-9631)
- 83 Ill. Adm. Code 281 Energy Assistance (PR-4312; AR-11188)
- 92 Ill. Adm. Code 1415 Freight Bills & Bills of Lading or Other Forms (P-19339/89; A-8583)
- 83 Ill. Adm. Code 900 Joint Rules of the Ill. Commerce Commission & the Dept. of Energy & Natural Resources: Residential Conservation Plan (PR-12680/89; AR-624)
- 92 Ill. Adm. Code 1300 Minimum Rate (PR-14147/89; AR-3040)
- 83 Ill. Adm. Code 590 Minimum Safety Standards for Transportation of Gas & for Gas Pipeline Facilities (P-19344/89; A-10018)
- 83 Ill. Adm. Code 445 Purchase & Sale of Electric Energy from Qualified Solid Waste Energy Facilities (P-13129/89; A-626)
- 92 Ill. Adm. Code 1710 Relocation Towing (P-2721; A-10310)
- 83 Ill. Adm. Code 780 Right-of-Way Precondemnation Negotiations by Telephone Companies (P-13100)
- 83 Ill. Adm. Code 285 Standard Filing Requirements for Electric, Gas, Water & Sewer Utilities & Telecommunications Carriers in Filing for an Increase in Rates (P-5229/89; A-6000)
- 83 Ill. Adm. Code 410 Standards of Service for Electric Utilities (P-16211/89; A-3454)
- 83 Ill. Adm. Code 500 Standards of Service for Gas Utilities (P-16219/89; A-3463)
- 83 Ill. Adm. Code 755 Telecommunications Access for the Deaf (P-15157/89; A-3042)
- 83 Ill. Adm. Code 757 Telephone Assistance Program (P-2731)
- 83 Ill. Adm. Code 505 Uniform System of Accounts for Gas Utilities (P-13361/89; A-1605)
- 83 Ill. Adm. Code 710 Uniform System of Accounts for Telecommunications Carriers (P-1552; A-10021)

COMMUNITY COLLEGE BOARD, ILLINOIS

- 23 Ill. Adm. Code 1501 Administration of the Ill. Public Community College Act (P-14; A-11771) (E-299) (P-3308)
- (P-16869/89; A-4126) (P-18025/89; A-10762)

COMPTROLLER

- 2 Ill. Adm. Code 625 Access to Information (A-186)
- 74 Ill. Adm. Code 290 Contract Content (P-18649/89; A-5757)

CONSERVATION, DEPARTMENT OF

- 17 Ill. Adm. Code 870 Aquaculture, Transportation, Stocking, Importation &/or Possession of Aquatic Life (P-3717; A-11190)
- 17 Ill. Adm. Code 130 Camping on Dept. of Conservation Properties (P-4340; A-12402)
- 17 Ill. Adm. Code 530 Cock Pheasant, Hungarian Partridge, Bobwhite Quail, Rabbit & Crow Hunting (P-3720; A-10775)
- 17 Ill. Adm. Code 1075 Consultation Procedures for Assessing Impacts of Agency Actions on Endangered & Threatened Species (P-11033; C-13366)
- 17 Ill. Adm. Code 750 Disposition of Deer Accidentally Killed by a Motor Vehicle or Other Non-Hunting Methods (P-4985)
- 17 Ill. Adm. Code 950 Dog Training on Department-Owned or Managed Sites (P-4990)
- 17 Ill. Adm. Code 730 Dove Hunting (P-3743; A-11193)
- 17 Ill. Adm. Code 590 Duck, Goose & Coot Hunting (P-15509/89; A-638) (P-4996)
- 17 Ill. Adm. Code 1590 Falconry & the Captive Propagation of Raptors (P-17174/89; A-6088)
- 17 Ill. Adm. Code 1537 Forest Management Plan (P-8273)
- 17 Ill. Adm. Code 1530 Forest Products Transportation Act, The (P-11047)
- 17 Ill. Adm. Code 1536 Forestry Development Cost Share Program (P-8289)
- 17 Ill. Adm. Code 510 General Hunting & Trapping on Dept.-Owned or -Managed Sites (P-3757)
- 17 Ill. Adm. Code 745 Hunting Season for Game Breeding & Hunting Preserve Areas (P-4351) (PR-5647)
- 17 Ill. Adm. Code 3040 Ill. Bicycle Path Grant Program (P-442; RC-5896; A-6106)
- 17 Ill. Adm. Code 1050 Ill. List of Endangered & Threatened Flora (P-455; A-6123)
- 17 Ill. Adm. Code 3030 Land & Water Conservation Fund Grant Program (P-478; A-6149)
- 17 Ill. Adm. Code 570 Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Coyote, Beaver & Woodchuck (Groundhog) Trapping (P-3764) (P-13108)
- 17 Ill. Adm. Code 1070 Possession of Specimens or Products of Endangered & Threatened Species (P-11052)

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

AUGUST 17, 1990

VOL. 14, ISSUE #33

CONSERVATION, DEPARTMENT OF (CONT'D)

- 17 Ill. Adm. Code 550 Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote & Woodchuck (Groundhog) Hunting (P-3776; A-10798)
- 17 Ill. Adm. Code 210 Rental of Boats & Boating Facilities (P-16892/89; A-2013)
- 17 Ill. Adm. Code 520 Scientific Permits (P-3789; A-10811)
- 17 Ill. Adm. Code 810 Sport Fishing Regs. for the Waters of Ill. (P-491; A-6164) (P-2419; A-8588) (E-6865) (P-9634)
- 17 Ill. Adm. Code 690 Squirrel Hunting (P-3794; A-10816)
- 17 Ill. Adm. Code 720 Taking of Wild Turkeys - Fall Archery Season, The (P-4355; A-12413)
- 17 Ill. Adm. Code 715 Taking of Wild Turkeys - Fall Gun Season, The (P-4363; A-12421)
- 17 Ill. Adm. Code 710 Taking of Wild Turkeys - Spring Season, The (P-15534/89; A-663)
- 17 Ill. Adm. Code 670 White-Tailed Deer Hunting by Use of Bow & Arrow (P-4372) (P-11437)
- 17 Ill. Adm. Code 650 White-Tailed Deer Hunting by Use of Firearms (P-4385; A-12430) (P-13113)
- 17 Ill. Adm. Code 740 Woodcock, Snipe, Rail & Teal Hunting (P-3802; A-11207)

CORRECTIONS, DEPARTMENT OF

- 20 Ill. Adm. Code 701 County Jail Standards (P-9684)
- 20 Ill. Adm. Code 415 Health Care (E-13316)
- 20 Ill. Adm. Code 720 Municipal Jail & Lockup Standards (P-9694)
- 20 Ill. Adm. Code 535 Personal Property (P-18040/89; A-6765)
- 20 Ill. Adm. Code 107 Records of Committed Persons (P-12125) (E-12273)
- 20 Ill. Adm. Code 525 Rights & Privileges (P-18052/89; A-5114) (P-12345)

CRIMINAL JUSTICE INFORMATION AUTHORITY, ILLINOIS

- 20 Ill. Adm. Code 1560 Operating Procedures for the Administration of Non-Federal Grant Funds (P-8300)

EDUCATION, BOARD OF HIGHER

- 23 Ill. Adm. Code 1037 Capital Improvement Grants to Nonpublic Institutions of Higher Learning for Laboratory Research & Instructional Area Renovation (P-16227/89; A-4508)
- 23 Ill. Adm. Code 1036 Capital Improvement Grants to Nonpublic Institutions of Higher Learning for Science & Technology (P-16234/89; A-5118)
- 23 Ill. Adm. Code 1025 Engineering Grant Program (P-14516/89; A-2015)
- 23 Ill. Adm. Code 1020 Health Services Education Grants Act (P-14521/89; A-2020)
- 23 Ill. Adm. Code 1010 Higher Education Cooperation Act (E-20390/89; O-3275; R-4271) (P-20203/89; A-7497)
- 23 Ill. Adm. Code 1000 Ill. Financial Assistance Act for Nonpublic Institutions of Higher Learning (P-14531/89; A-2030)

EDUCATION, STATE BOARD OF

- 23 Ill. Adm. Code 25 Certification (P-8756/89; A-1243) (P-3331)
- 23 Ill. Adm. Code 250 Comprehensive Arts Program (P-11447)
- 23 Ill. Adm. Code 253 Comprehensive Health Education (P-1645; A-12452)
- 23 Ill. Adm. Code 202 Disadvantaged Students Funds Plan - Districts Over 50,000 ADA (P-13369/89; A-3472) (PR-13367/89; AR-3487)
- 23 Ill. Adm. Code 500 Educational Service Centers (P-8307)
- 23 Ill. Adm. Code 50 Evaluation of Certified School District Employees in Contractual Continued Service (P-18979/89; A-7503)
- 23 Ill. Adm. Code 210 Learning Assessment & School Improvement Plans (P-8766/89; O-18943/89; R-1534; A-1254)
- 23 Ill. Adm. Code 451 Private Business & Vocational Schools (P-9133/89; O-4741; RC-4747; M-7662; A-7518) (PR-9082/89; A-7593)
- 23 Ill. Adm. Code 110 Program Accounting Manual (P-8319)
- 23 Ill. Adm. Code 1 Public Schools Evaluation, Recognition & Supervision (P-1650; A-12457) (P-0931)
- 23 Ill. Adm. Code 275 Pupil Transportation (P-5921) (E-6411)
- 23 Ill. Adm. Code 260 Reading Improvement Program (P-8424)
- 23 Ill. Adm. Code 226 Special Education (P-11068) (E-11364)
- 23 Ill. Adm. Code 205 Trustees' Alternative & Optional Education Programs (P-18991/89; O-5899; R-10593; A-10320)

ILLINOIS REGISTER		ILLINOIS REGISTER	
VOL. 14, ISSUE #33	1990 CUMULATIVE INDEX	VOL. 14, ISSUE #33	1990 CUMULATIVE INDEX
AUGUST 17, 1990		AUGUST 17, 1990	
EDUCATIONAL OPPORTUNITY, ILLINOIS CONSORTIUM FOR		HEALTH CARE COST CONTAINMENT COUNCIL, ILLINOIS	
23 Ill. Adm. Code 2400	Ill. Consortium for Educational Opportunity Program (P-1703; A-12262) (P-1:357)	77 Ill. Adm. Code 2510	Data Collection (P-8198/89; A-2078)
ELECTIONS, STATE BOARD OF		HEARING AID CONSUMER PROTECTION BOARD	
26 Ill. Adm. Code 100	Campaign Financing Act, The (P-14539/89; A-10824)	77 Ill. Adm. Code 3000	Hearing Aid Consumer Protection Continuing Education Requirements (P-19035/89; A-10337)
26 Ill. Adm. Code 125	Practice & Procedure (P-14556/89; A-10832)	HOUSING DEVELOPMENT AUTHORITY, ILLINOIS	
26 Ill. Adm. Code 210	Raffles Conducted by Political Committees (P-3814) (E-6907; O-10162)	47 Ill. Adm. Code 360	Affordable Housing Program (P-1726; A-9117) (E-2094)
EMPLOYMENT SECURITY, DEPARTMENT OF		47 Ill. Adm. Code 350	Low-Income Housing Tax Credit Allocation (PR-5651) (P-5653) (ER-5817) (E-5827)
56 Ill. Adm. Code 2725	Administrative Hearings & Appeals (P-19841/89; A-5126)	47 Ill. Adm. Code 310	Multifamily Rental Housing Mortgage Loan Program (P-13371/89; A-683)
56 Ill. Adm. Code 2865	Claimant's Active Search for Work (P-10215)	ILLINOIS, BOARD OF TRUSTEES OF THE UNIVERSITY OF	
56 Ill. Adm. Code 2720	Claims, Adjudication, Appeals & Hearings (P-10237)	89 Ill. Adm. Code 1200	Program Content & Guidelines for Division of Services for Crippled Children (P-19885/89; A-5136)
56 Ill. Adm. Code 2770	Determination of Unemployment Contributions (P-15543/89; A-2038) (P-123(4))	INDUSTRIAL COMMISSION, ILLINOIS	
56 Ill. Adm. Code 2732	Employment (P-12748/89; O-20398/89; R-1049; A-673)	50 Ill. Adm. Code 7030	Arbitration (E-4913) (P-5655; A-13141)
56 Ill. Adm. Code 2830	Payment of Benefits (P-2423) (P-2423; A-9101)	50 Ill. Adm. Code 7100	Insurance Regs. (E-4920) (P-5662; A-13149)
56 Ill. Adm. Code 2765	Payment of Unemployment Contributions, Interest & Penalties (P-1101; A-6218) (P-13118)	50 Ill. Adm. Code 7110	Miscellaneous (E-4929) (P-5671; A-13161)
ENERGY AND NATURAL RESOURCES, DEPARTMENT OF		50 Ill. Adm. Code 7040	Review (E-4940) (P-5682; A-13173)
83 Ill. Adm. Code 1000	Joint Rules of the Ill. Commerce Commission & the Dept. of Energy & Natural Resources: Residential Conservation Plan (PR-12756/89; AR-681)	INSURANCE, DEPARTMENT OF	
ENVIRONMENTAL PROTECTION AGENCY		50 Ill. Adm. Code 938	Accident & Health Risk Ratio Notice (P-17592/89; A-3489)
35 Ill. Adm. Code 691	Annual Testing Fees for Analytical Services (P-15164/89; A-2045)	50 Ill. Adm. Code 2010	Advertisements of Medicare Supplement Insurance (P-8828)
35 Ill. Adm. Code 174	Delegation of Construction & Operating Permit Authority for Sanitary & Combined Sewers & Water Main Extensions (P-16242/89; A-4891)	50 Ill. Adm. Code 909	Advertising & Sales Promotion of Life Insurance & Annuities (P-2744)
35 Ill. Adm. Code 661	General Conditions of Grants for the Financing & Construction of Public Water Supply Facilities (P-1738/89; A-2055)	50 Ill. Adm. Code 1405	Construction & Filing of Life Insurance & Annuity Forms (P-17604/89; W-4971)
35 Ill. Adm. Code 871	General Conditions of State of Ill. Grants for Nonhazardous Solid Waste Planning & Enforcement (P-8429)	50 Ill. Adm. Code 907	Exempt Sale of Insurance Company Shares (P-8451)
35 Ill. Adm. Code 183	Joint Rules of the Environmental Protection Agency & the Dept. of Public Health: Certification & Operation of Environmental Laboratories (P-7561/89; A-8192)	50 Ill. Adm. Code 2013	Group Coverage Discontinuance & Replacement (P-1729)
35 Ill. Adm. Code 690	Permit Fees for Installing or Extending Water Main (P-15174/89; A-2070)	50 Ill. Adm. Code 3118	Licensing of Public Adjusters (P-8454)
35 Ill. Adm. Code 366	Procedures & Requirements for Determining Loan Priorities for Municipal Wastewater Treatment Works Needs (P-19850/89; A-8121)	50 Ill. Adm. Code 930	Life Insurance Solicitation (P-2754)
35 Ill. Adm. Code 870	Procedures for Issuing Solid Waste Planning & Enforcement Grants (P-8809)	50 Ill. Adm. Code 2012	Long-Term Care Insurance (P-9181/89; A-10345)
35 Ill. Adm. Code 858	Procedures for Operation of the Non-Hazardous Solid Waste Fee System (P-8444)	50 Ill. Adm. Code 2008	Minimum Standards for Individual & Group Medicare Supplement Insurance (P-17615/89; W-2410) (P-10247)
35 Ill. Adm. Code 860	State Remedial Action Priorities List (P-16252/89; A-5776)	50 Ill. Adm. Code 2005	Pre-Existing Illness (P-11071)
35 Ill. Adm. Code 181	Toxic Pollution Prevention Innovation Plans (P-6520)	50 Ill. Adm. Code 3113	Prelicensing & Continuing Education (P-12127)
35 Ill. Adm. Code 861	Used & Waste Tires Removal Priority List (P-8822)	50 Ill. Adm. Code 754	Premium Fund Trust Account (P-12935/89; A-2088)
FINANCIAL INSTITUTIONS, DEPARTMENT OF		50 Ill. Adm. Code 2011	Rules & Rate Filings (P-19013/89; A-5793)
38 Ill. Adm. Code 195	Ill. Development Credit Corporation Act (P-1558; A-9110)	LABOR, DEPARTMENT OF	
50 Ill. Adm. Code 8100	Title Insurance Act (P-16; C-1051; O-8209; RC-8219; M-8205; A-8600; F-13(31) (E-305)	56 Ill. Adm. Code 350	Health & Safety (P-3345) (P-5839/89; O-4750; W-4740)
FIRE MARSHAL, OFFICE OF THE STATE		68 Ill. Adm. Code 690	Nurse Agency Licensing Act (P-1107; RC-10123; A-12516)
41 Ill. Adm. Code 250	Fire Equipment Distributor & Employee Standards (P-5322)	56 Ill. Adm. Code 100	Prevailing Wage Hearing Procedures (P-536; O-10126) (E-1026)
41 Ill. Adm. Code 251	Fire Equipment Distributor & Employee Licenses (CC-8739)	LABOR RELATIONS BOARD, ILLINOIS EDUCATIONAL	
41 Ill. Adm. Code 251	Fire Equipment Distributor & Employee Standards (E-8194)	80 Ill. Adm. Code 1125	Fair Share Fee Objections (P-15182/89; A-2873)
41 Ill. Adm. Code 100	Fire Prevention & Safety (RC-3277)	2 Ill. Adm. Code 2676	Freedom of Information (A-4151)
41 Ill. Adm. Code 140	Policy & Procedures Manual for Fire Protection Personnel (P-4781)	80 Ill. Adm. Code 1100	General Procedures (P-1327/89; A-1270)
41 Ill. Adm. Code 170	Storage, Transportation, Sale & Use of Petroleum & Other Regulated Substances (P-63; A-5781) (P-12373)	80 Ill. Adm. Code 1105	Hearing Procedures (P-1335/89; A-1278)
GUARDIANSHIP AND ADVOCACY COMMISSION		2 Ill. Adm. Code 2675	Public Information, Rulemaking, Organization & Personnel (A-4158)
59 Ill. Adm. Code 301	Fee Schedule for the Office of the State Guardian (P-1708)	80 Ill. Adm. Code 1110	Representation Procedures (P-1357/89; A-1297)
LABOR RELATIONS BOARD, ILLINOIS STATE/LABOR RELATIONS BOARD, ILLINOIS LOCAL		80 Ill. Adm. Code 1120	Unfair Labor Practice Proceedings (P-1381/89; A-1322)
General Procedures (P-7693)		LABOR RELATIONS BOARD, ILLINOIS STATE/LABOR RELATIONS BOARD, ILLINOIS LOCAL	
80 Ill. Adm. Code 1200		General Procedures (P-7693)	

LABOR RELATIONS BOARD, ILLINOIS STATE/LABOR RELATIONS BOARD, ILLINOIS LOCAL

(CONT'D)

- 80 Ill. Adm. Code 1230 Impasse Resolution (P-7700)
 80 Ill. Adm. Code 1210 Representation Proceedings (P-7726)
 80 Ill. Adm. Code 1220 Unfair Labor Practice Proceedings (P-7756)

LEGISLATIVE INFORMATION SYSTEM

- 2 Ill. Adm. Code 150 Access to Legislative Information System Information (A-3049)
 3 Ill. Adm. Code 600 Access to Legislative Information System Information (P-3349; A-12531)

LOCAL GOVERNMENTAL LAW ENFORCEMENT OFFICERS TRAINING BOARD, ILLINOIS

- 20 Ill. Adm. Code 1760 Coroners Basic Training (P-13997/89; A-10027)
 20 Ill. Adm. Code 1720 Minimum Requirements of the Trainee (P-5378)

MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, DEPARTMENT OF

- 59 Ill. Adm. Code 102 Dept. Facilities & Grounds (P-2432)
 59 Ill. Adm. Code 119 Minimum Standards for Certification of Developmental Training Programs (P-3356)
 59 Ill. Adm. Code 119 Minimum Standards for Licensure, Certification, or Approval of Programs Serving Persons with Developmental Disabilities or Mental Illness (P-13377/89; W-3696)
 59 Ill. Adm. Code 115 Standards & Licensure Requirements for Community-Integrated Living Arrangements (P-15183/89; RC-10128; A-10865)

MINES AND MINERALS, DEPARTMENT OF

- 62 Ill. Adm. Code 240 An Act in Relation to Oil, Gas & Other Surface & Underground Resources (P-15226/89; A-2317) (A-3053) (P-3394)
 62 Ill. Adm. Code 200 An Act Relating to the Manufacture, Possession, Storage, Transportation, Use, Sale, or Gift of Explosives (PR-18056/89; AR-3501)
 62 Ill. Adm. Code 1761 Areas Designated by Act of Congress (P-12197/89; A-11777)
 62 Ill. Adm. Code 1800 Bonding & Insurance Requirements for Surface Coal Mining & Reclamation Operations (P-12205/89; A-11785)
 62 Ill. Adm. Code 1700 General (P-12217/89; A-11795)
 62 Ill. Adm. Code 1701 General Definitions (P-12222/89; A-11800)
 62 Ill. Adm. Code 200 III. Explosives Act, The (P-18061/89; A-3503)
 62 Ill. Adm. Code 240 III. Oil & Gas Act, The (P-10288; C-11410)
 62 Ill. Adm. Code 1846 Individual Civil Penalties (P-12248/89; A-11825)
 62 Ill. Adm. Code 1816 Permanent Program Performance Standards--Surface Mining Activities (P-12233/89; A-11830)
 62 Ill. Adm. Code 1817 Permanent Program Performance Standards--Underground Mining Operations (P-12280/89; A-11855)
 62 Ill. Adm. Code 1778 Permit Applications--Minimum Requirements for Legal, Financial, Compliance, and Related Information (P-12303/89; A-11873)
 62 Ill. Adm. Code 1772 Requirements for Coal Exploration (P-12311/89; A-11880)
 62 Ill. Adm. Code 1773 Requirements for Permits & Processing (P-12317/89; A-11886)
 62 Ill. Adm. Code 1774 Revision; Renewal; & Transfer, Assignment, or Sale of Permit Rights (P-12234/89; A-11900)
 62 Ill. Adm. Code 1843 State Enforcement (P-12341/89; A-11906)
 62 Ill. Adm. Code 300 Surface-Mined Land Conservation & Reclamation Act (P-18103/89; A-3548)
 62 Ill. Adm. Code 1780 Surface Mining Permit Application--Minimum Requirements for Reclamation & Operation Plan (P-12352/89; A-11911)
 62 Ill. Adm. Code 1779 Surface Mining Permit Applications--Minimum Requirements for Information on Environmental Resources (P-12347/89; A-11924)
 62 Ill. Adm. Code 1783 Underground Mining Permit Applications--Minimum Requirements for Information on Environmental Resources (P-12366/89; A-11929)
 62 Ill. Adm. Code 1784 Underground Mining Permit Applications--Minimum Requirements for Reclamation & Operation Plan (P-12371/89; A-11935)

NUCLEAR SAFETY, DEPARTMENT OF

- 32 Ill. Adm. Code 310 General Provisions (P-11450)
 32 Ill. Adm. Code 330 Licensing of Radioactive Material (P-11471)
 32 Ill. Adm. Code 332 Licensing Requirements for Source Material Milling Facilities (P-5874/89; A-333; O-2134; R-6437)
 32 Ill. Adm. Code 501 Plan for the Reimbursement for Local Governments Under Provisions of the "III. Nuclear Safety Preparedness Act" (P-8865)
 32 Ill. Adm. Code 335 Use of Radionuclides in the Healing Arts (P-11585)
 32 Ill. Adm. Code 370 Use of Sealed Radioactive Sources in the Healing Arts (PR-11653)
 32 Ill. Adm. Code 360 Use of X-Rays in the Healing Arts Including Medical, Dental, Podiatry, & Veterinary Medicine (P-6940)

POLLUTION CONTROL BOARD

- 35 Ill. Adm. Code 211 Definitions & General Provisions (P-2766) (P-8463) (P-16285/89; A-9141) (P-12697)
 35 Ill. Adm. Code 304 Effluent Standards (P-2999) (P-9204/89; A-6777) (P-17633/89; A-9437) (P-9700) (P-11093) (P-20230/89; A-12538)
 35 Ill. Adm. Code 241 Emission Standards for Motor Vehicles & Motor Vehicle Engines (P-6977)
 35 Ill. Adm. Code 604 Finished Water & Raw Water (P-255/89; A-689)
 35 Ill. Adm. Code 738 Hazardous Waste Injection Restrictions (P-18110/89; A-3059) (P-3823; A-11948)
 35 Ill. Adm. Code 720 Hazardous Waste Management System: General (P-72; A-6225) (P-3006) (P-17638/89; A-3075) (P-9706)
 35 Ill. Adm. Code 106 Hearings Pursuant to Specific Rules (P-14634/89; A-9442)
 35 Ill. Adm. Code 721 Identification & Listing of Hazardous Waste (P-6528) (P-9729)
 35 Ill. Adm. Code 812 Information to be Submitted in a Permit Application (P-3834)
 35 Ill. Adm. Code 725 Interim Status Standards for Owners & Operators of Hazardous Waste Treatment, Storage and Disposal Facilities (P-6574) (P-9754)
 35 Ill. Adm. Code 601 Introduction (P-262/89; A-1379)
 35 Ill. Adm. Code 301 Introduction (P-14152/89; A-2879)
 35 Ill. Adm. Code 728 Land Disposal Restrictions (P-79; A-6232) (P-6597) (P-9764)
 35 Ill. Adm. Code 848 Management of Used & Waste Tires (P-7763)
 35 Ill. Adm. Code 305 Monitoring & Reporting (P-14159/89; A-2888)
 35 Ill. Adm. Code 215 Organic Material Emission Standards & Limitations (P-2772) (P-15249/89; A-3555) (E-6421) (P-12384/89; A-7596) (P-8877) (P-16445/89; A-9173) (P-12701)
 35 Ill. Adm. Code 306 Performance Criteria (P-13173/89; A-9449)
 35 Ill. Adm. Code 105 Permits (P-2784)
 35 Ill. Adm. Code 309 Pretreatment Programs (P-20240/89; A-7608)
 35 Ill. Adm. Code 815 Procedural Requirements for All Landfills Exempt From Permits (P-3872)
 35 Ill. Adm. Code 813 Procedural Requirements for Permitted Landfills (P-3882)
 35 Ill. Adm. Code 702 Procedures for Permit Issuance (P-17644/89; A-3082)
 35 Ill. Adm. Code 705 RCRA & UIC Permit Programs (P-120; A-6273) (P-17651/89; A-3089)
 35 Ill. Adm. Code 703 RCRA Permit Program (P-125; A-6278) (P-6619)
 35 Ill. Adm. Code 102 Regulatory & Informational Hearings & Proceedings (P-14696/89; O-5902; M-9256; A-9210) (P-11666)
 35 Ill. Adm. Code 102 Regulatory & Other Nonadjudicative Hearings & Proceedings (PR-14727/89; AR-9244)
 35 Ill. Adm. Code 605 Sampling & Monitoring (P-269/89; A-695)
 35 Ill. Adm. Code 307 Sewer Discharge Criteria (P-7530/89; A-3100) (P-20257/89; A-7620)
 35 Ill. Adm. Code 807 Solid Waste (P-3902)
 35 Ill. Adm. Code 810 Solid Waste Disposal: General Provisions (P-3909)
 35 Ill. Adm. Code 722 Standards Applicable to Generators of Hazardous Waste (P-9768)
 35 Ill. Adm. Code 814 Standards for Existing Landfills & Units (P-3858)
 35 Ill. Adm. Code 811 Standards for New Solid Waste Landfills (P-3923)
 35 Ill. Adm. Code 724 Standards for Owners & Operators of Hazardous Waste Treatment, Storage & Disposal Facilities (P-6638) (P-9773)
 35 Ill. Adm. Code 726 Standards for the Management of Specific Hazardous Waste & Specific Types of Hazardous Waste Management Facilities (P-6660)
 35 Ill. Adm. Code 214 Sulfur Limitations (P-11098)

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

VOL. 14, ISSUE #33

AUGUST 17, 1990

POLLUTION CONTROL BOARD (CONT'D)

- 35 Ill. Adm. Code 232 Toxic Air Contaminants (P-8905)
- 35 Ill. Adm. Code 704 UIC Permit Program (P-18125/89; A-3116)
- 35 Ill. Adm. Code 730 Underground Injection Control Operating Requirements (P-3014; A-11959) (P-18139/89; A-3130)
- 35 Ill. Adm. Code 731 Underground Storage Tanks (P-153; A-5797) (P-2791; A-9454) (P-4406; A-11964)
- 35 Ill. Adm. Code 302 Water Quality Standards (P-14172/89; O-2120; R-2960; A-2899) (P-20273/89; A-11974)
- 35 Ill. Adm. Code 303 Water Use Designations & Site Specific Water Quality Standards (P-17661/89; A-9460) (P-9784)

PROFESSIONAL REGULATION, DEPARTMENT OF

- 68 Ill. Adm. Code 1400 Clinical Psychologist Licensing Act (P-2913/89; O-4754; PF-4760; A-4515; WPF-12936; A-12735)
- 68 Ill. Adm. Code 1300 III. Nursing Act of 1987, The (P-14236/89; A-10035)
- 68 Ill. Adm. Code 1380 III. Professional Engineering Act (P-7346)
- 68 Ill. Adm. Code 1270 Land Surveyors Act (P-7378)
- 68 Ill. Adm. Code 1320 Optometric Practice Act of 1987 (P-2444)
- 68 Ill. Adm. Code 1360 Podiatric Medical Practice Act of 1987 (P-14004/89; A-701)
- 68 Ill. Adm. Code 1240 Private Detective, Private Alarm & Private Security Act of 1983 (P-2456)
- 68 Ill. Adm. Code 1400 Psychologist Registration Act (P-2913/89; O-4754; PF-4760) (WPF-12936)

PUBLIC AID, DEPARTMENT OF

- 89 Ill. Adm. Code 130 Administration of Social Service Programs (P-1564; O-12946; RC-12948) (P-049)
- 89 Ill. Adm. Code 112 Aid to Families with Dependent Children (P-538; A-6306) (P-14741/89; A-705) (P-1123; O-12951; O-12962) (P-2798; O-12966) (P-1948/89; A-3170) (P-16894/89; A-3575) (P-18833/89; A-3575) (P-16894/89; A-3575) (P-4054; A-10379) (P-5695; O-12977) (P-5923; O-12980) (P-19117/89; A-6306) (P-9291) (P-9790)
- 89 Ill. Adm. Code 113 Aid to the Aged, Blind or Disabled (P-163; A-6321) (P-14263/89; A-720) (P-2811; O-12983; R-13361) (P-13187) (P-19130/89; A-6321) (P-7813) (P-9307) (P-9806)
- 89 Ill. Adm. Code 110 Application Process (P-7395; A-13198)
- 89 Ill. Adm. Code 160 Child Support Enforcement (P-12148)
- 89 Ill. Adm. Code 170 Crisis Assistance (P-10616)
- 89 Ill. Adm. Code 144 Demonstration Programs (P-13124)
- 89 Ill. Adm. Code 141 Developmental Disabilities Service (P-11999/89; A-4166)
- 89 Ill. Adm. Code 121 Drug Manual (P-2465; A-9464) (E-2657) (P-17665/89; A-3595) (P-20288/89; A-6339) (P-12202) (E-12278) (P-12714) (E-12910)
- 89 Ill. Adm. Code 114 Food Stamps (P-548; A-6349) (P-13503/89; A-729) (P-14756/89; A-729) (P-5135; A-13202) (P-7006; A-13202) (P-9317)
- 89 Ill. Adm. Code 148 General Assistance (P-14764/89; A-746) (P-2821; O-12994) (P-16691/89; A-3640)
- 89 Ill. Adm. Code 120 Hospital Services (P-13729/89; A-2553) (P-5409) (P-9331) (P-9827) (P-11108) (E-11392)
- 89 Ill. Adm. Code 140 Medical Assistance Programs (P-558; A-7637) (P-14778/89; A-760) (E-1494) (P-2831; O-13011; R-13363; A-13227) (P-4081; A-10396) (P-15582/89; A-4233) (P-17229/89; A-4233) (P-5724; A-13227) (E-5839) (P-5954; O-13022; R-13363; A-13227) (P-19157/89; A-6372) (P-7821) (P-9343)
- 89 Ill. Adm. Code 140 Medical Payment (P-11157/89; A-190) (P-1570; A-10409) (P-1737; A-10062) (P-13178/89; A-2564) (P-15612/89; A-2564) (P-3019; O-8223; R-9258) (P-4415)
- 89 Ill. Adm. Code 146 (P-14625/89; A-4543) (E-4577; O-8226; R-9260) (P-4860) (P-5417) (E-5575) (P-5726; A-13262) (P-5865) (P-7027) (P-17667/89; A-7141) (E-7249; O-13036) (P-7834)
- 89 Ill. Adm. Code 146 (P-8929) (P-10629) (P-11672) (E-12082)
- 89 Ill. Adm. Code 146 Point Count Guidelines for ICF/MR & SNF/PED Facilities (P-4419) (PR-7031) (A-7651)
- 89 Ill. Adm. Code 102 Rights & Responsibilities (P-7399/89; A-13279)
- 89 Ill. Adm. Code 115 Refugee/Entrant/Repatriate Program (P-14790/89; A-773) (P-2469; A-10438)
- 89 Ill. Adm. Code 147 Reimbursement for Nursing Costs for Geriatric Facilities (P-10763/89; A-210) (P-5434) (P-6664) (E-6915; O-10165) (P-9355) (E-9523; O-13039)
- 89 Ill. Adm. Code 117 Related Program Provisions (P-14008/89; A-780) (P-17241/89; A-9488)

CI - 9

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

VOL. 14, ISSUE #33

AUGUST 17, 1990

PUBLIC AID, DEPARTMENT OF (CONT'D)

- 89 Ill. Adm. Code 104 Rules of Practice in Administrative Hearings (P-12204)
- 89 Ill. Adm. Code 118 Special Eligibility Groups (P-2473; A-10442)
- 59 Ill. Adm. Code 115 Standards & Licensure Requirements for Community-Integrated Living Arrangements (P-15183/89; RC-10145)
- 89 Ill. Adm. Code 103 Support Responsibility of Relatives (P-5965; A-13288) (P-19180/89; A-6395) (P-13129)

PUBLIC COUNSEL, OFFICE OF

- 2 Ill. Adm. Code 2701 Freedom of Information Act (A-12543)
- 2 Ill. Adm. Code 2700 Organization, Rulemaking, & Public Access (A-11982)

PUBLIC HEALTH, DEPARTMENT OF

- 77 Ill. Adm. Code 205 Ambulatory Surgical Treatment Center Licensing Requirements (P-5442) (E-5596)
- 77 Ill. Adm. Code 855 Asbestos Abatement for Public & Private Schools in Ill. (P-172; A-12552) (E-335)
- 77 Ill. Adm. Code 400 Central Complaint Registry (P-10648)
- 77 Ill. Adm. Code 665 Child Health Examination Code (P-5446) (E-5617)
- 77 Ill. Adm. Code 694 College Immunization Code (P-5491/89; O-15888/89; RC-15892/89; M-20136/89; A-1609) (P-5448) (E-5882)
- 77 Ill. Adm. Code 900 Drinking Water Systems Code (P-5457)
- 77 Ill. Adm. Code 535 Emergency Medical Services Code (P-1755; RC-13025)
- 77 Ill. Adm. Code 590 Family Practice Residency Act (PR-8493)
- 77 Ill. Adm. Code 590 Family Practice Residency Code (P-8503) (E-8725; O-13042)
- 77 Ill. Adm. Code 1240 Financial & Economic Feasibility Review & Evaluation Plan (For All Long-Term Care & Chronic Disease Facilities) (P-16703/89; A-5162)
- 77 Ill. Adm. Code 1230 Financial Feasibility Review & Evaluation Plan (P-6708/89; A-5165)
- 77 Ill. Adm. Code 750 Food Service Sanitation Code (P-5050) (P-11110)
- 77 Ill. Adm. Code 550 Head & Spinal Cord Injury Code (P-10656)
- 77 Ill. Adm. Code 682 Hearing Aid Consumer Protection Code (P-19185/89; A-10447)
- 77 Ill. Adm. Code 250 Hospital Licensing Requirements (P-7875/89; A-2342) (P-2478)
- 77 Ill. Adm. Code 450 III. Clinical Laboratories Code (P-14280/89; A-2360)
- 77 Ill. Adm. Code 790 III. Formulary for the Drug Product Selection Program, The (P-1220; A-8154) (E-1505) (P-16910/89; A-3184) (P-4437; A-11988) (E-4620) (P-9357) (E-9556) (P-13133) (E-13325)
- III. Health & Hazardous Substances Registry (P-15284/89; A-5495)
- III. Home Health Agency Code (P-10007/89; A-2382)
- III. Plumbing Code (P-4543/89; A-1385)
- III. Swimming Pool & Bathing Beach Code (P-12395/89; A-786)
- III. Trauma Center Code (P-10665)
- III. Water Well Construction Code (P-15338/89; A-228) (P-5484)
- Immunizations (P-5749) (E-5890)
- Intermediate Care for the Developmentally Disabled Facilities Code (P-2210) (P-9833)
- Joint Rules of the Environmental Protection Agency & the Dept. of Public Health: Certification & Operation of Environmental Laboratories (P-7561/89; A-8655)
- Local Health Depts. Program Standards Code (P-10137/89; A-805)
- Long-Term Care for Under Age 22 Facilities Code (P-2237) (P-9883)
- Maternal & Child Health Services Code (P-10060/89; A-11219)
- Migrant Labor Camps (P-2498; A-12633)
- Minimum Health Care Standards for Health Maintenance Organizations (P-10028/89; A-2403)
- Minimum Qualifications for Personnel Employed by Local Health Depts. Code (P-10035/89; A-840)
- Newborn Metabolic Screening & Treatment Code (P-4443; A-13292)
- Program Content & Guidelines for Title X Family Planning Services (P-7858)
- Recreation Area Code (P-17707/89; A-12663)
- Regionalized Perinatal Care (PR-12413/89; AR-12747)
- Regionalized Perinatal Health Care Code (P-12433/89; A-12749)

CI - 10

PUBLIC HEALTH, DEPARTMENT OF (CONT'D)

- 77 Ill. Adm. Code 725 Salvage Warehouses & Stores for Foods, Alcoholic Liquors, Drugs, Medical Devices & Cosmetics Code (P-14306/89; A-864)
- 77 Ill. Adm. Code 330 Sheltered Care Facilities Code (P-1827) (P-9920)
- 77 Ill. Adm. Code 300 Skilled Nursing & Intermediate Care Facilities Code (P-2261) (P-9957)
- 77 Ill. Adm. Code 830 Structural Pest Control Code (P-571; A-12889) (E-1038)
- 77 Ill. Adm. Code 510 Testing of Breath, Blood & Urine for Alcohol &/or Other Drugs (P-11119)
- 77 Ill. Adm. Code 672 WTC Vendor Management Code (P-11132)

PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD, DEPARTMENT OF

- 77 Ill. Adm. Code 1150 Certificate of Need for Health Maintenance Organizations (PR-5580/89; AR-5168)
- 77 Ill. Adm. Code 1130 Health Facilities Planning Procedural Rules (P-17245/89; A-7183)
- 77 Ill. Adm. Code 1190 Permit Application Fees (P-16917/89; A-5550)
- 77 Ill. Adm. Code 1220 Practice & Procedures in Reconsideration Hearings (PR-16714/89; AR-5172)
- 77 Ill. Adm. Code 1160 Processing an Application for Permit & Validity of Permits (PR-17280/89; AR-5175)

RACING BOARD, ILLINOIS

- 11 Ill. Adm. Code 1428 Admissions & Credentials (P-8948) (P-10675)
- 11 Ill. Adm. Code 510 Claiming Races (P-8079)
- 11 Ill. Adm. Code 439 Double Trifecta Wagering Pool (P-5751)
- 11 Ill. Adm. Code 1317 Drivers, Trainers, & Agents (P-8083)
- 11 Ill. Adm. Code 1413 Entries, Subscriptions & Declarations (P-12385)
- 11 Ill. Adm. Code 502 Licensing (P-8952)
- 11 Ill. Adm. Code 509 Medication (P-10171/89; A-8186) (P-10679)
- 11 Ill. Adm. Code 419 Over/Under Rules (P-7406)
- 11 Ill. Adm. Code 405 Part-Mutuels (P-1224; A-11310) (P-8086) (P-8542) (P-8957) (P-12389)
- 11 Ill. Adm. Code 408 Perfecta or Exacta Rules (P-8961)
- 11 Ill. Adm. Code 438 Pick N' Wagering Pool (P-8546)
- 11 Ill. Adm. Code 415 Programs (P-1597; A-11314)
- 11 Ill. Adm. Code 407 Quinella Rules (P-8964)
- 11 Ill. Adm. Code 1305 Race Track Operators & Their Duties (P-8967) (P-10687)
- 11 Ill. Adm. Code 1424 Regs. for Meetings (P-8971) (P-10691)
- 11 Ill. Adm. Code 1325 Security & Admissions (P-8090) (P-8553)
- 11 Ill. Adm. Code 1415 Starting (P-10696)
- 11 Ill. Adm. Code 421 Supertrifecta Rules (P-7411)
- 11 Ill. Adm. Code 433 Totalizator Operations (P-10700) (P-12393)
- 11 Ill. Adm. Code 409 Trifecta (P-1601; A-11317) (P-1849; A-12265)
- 11 Ill. Adm. Code 409 Trifecta Rules (P-1601) (P-1849) (P-8557) (P-10705)
- 11 Ill. Adm. Code 440 Twin Trifecta Exchange (P-8975)

REHABILITATION SERVICES, DEPARTMENT OF

- 2 Ill. Adm. Code 1176 Access to Public Records (P-9364)
- 89 Ill. Adm. Code 515 Advisory Councils (P-9370)
- 89 Ill. Adm. Code 540 Auxiliary Aids (P-16927/89; A-5808)
- 89 Ill. Adm. Code 716 Case Management Services to Persons with AIDS (P-9994)
- 89 Ill. Adm. Code 885 Centers for Independent Living (P-6666)
- 89 Ill. Adm. Code 362 Client Financial Participation (P-14313/89; A-1466) (P-9379)
- 89 Ill. Adm. Code 617 Closure (P-9385)
- 89 Ill. Adm. Code 505 Confidentiality of Information (P-12718)
- 89 Ill. Adm. Code 530 Criteria for the Evaluation of Programs of Services in Rehabilitation Facilities (P-11676)
- 89 Ill. Adm. Code 843 Disability Case Development Process (P-12212)
- 89 Ill. Adm. Code 552 Eligibility (P-9392)
- 89 Ill. Adm. Code 765 Establishment & Administration of Special Education, The (P-12224)
- 89 Ill. Adm. Code 687 Financial Eligibility Criteria (P-8560)
- 89 Ill. Adm. Code 712 Homemaker Contracts (P-11702)
- 89 Ill. Adm. Code 795 Identification, Evaluation, & Placement of Exceptional Children (P-3407)
- 89 Ill. Adm. Code 730 Ill. Visually Handicapped Institute (P-12228)

REHABILITATION SERVICES, DEPARTMENT OF (CONT'D)

- 89 Ill. Adm. Code 572 Individualized Written Rehabilitation Program (P-5969)
- 89 Ill. Adm. Code 899 Lokoteks (P-3412; O-13029)
- 89 Ill. Adm. Code 602 Maintenance (P-14797/89; A-2598) (P-5974)
- 89 Ill. Adm. Code 587 Medical, Psychological, & Related Services (P-16719/89; A-6785) (P-11736)
- 89 Ill. Adm. Code 830 Non-Academic Programs & Policies (P-12234)
- 89 Ill. Adm. Code 685 Non-Financial Eligibility Criteria (P-8982)
- 89 Ill. Adm. Code 714 Non-Homemaker Service Provider Requirements (P-12947/89; A-3652)
- 89 Ill. Adm. Code 607 Other Services (P-7087)
- 89 Ill. Adm. Code 690 Prescreening & Eligibility Determination Processes (P-9397)
- 89 Ill. Adm. Code 675 Program Description (P-14319/89; A-3222)
- 89 Ill. Adm. Code 527 Recovery of Misspent Funds (P-8095)
- 89 Ill. Adm. Code 845 Sequential Evaluation Process for the Determination of Disability (P-12240)
- 89 Ill. Adm. Code 700 Service Plan Development (P-14331/89; O-20407/89; R-2968; A-4900) (P-81(3; C-9624)
- 89 Ill. Adm. Code 695 Service Provision (P-12252)
- 89 Ill. Adm. Code 567 Similar Benefits (P-12731)
- 89 Ill. Adm. Code 810 Special Education Personnel (P-13739/89; A-3661)
- 89 Ill. Adm. Code 890 Telecommunication Devices for the Hearing Impaired (P-2844)
- 89 Ill. Adm. Code 592 Training Services (P-14338/89; A-1473) (P-12257)
- 89 Ill. Adm. Code 650 Vending Facility Program for the Blind (P-6683)
- 89 Ill. Adm. Code 650 Vending Stand Program for the Blind (PR-6725)

RETIREMENT SYSTEM OF ILLINOIS, STATE EMPLOYEES'

- 80 Ill. Adm. Code 1540 Administration & Operation of the State Employees' Retirement System of Ill., The (P-4880; RC-10149; A-10498)

RETIREMENT SYSTEM OF THE STATE OF ILLINOIS, TEACHERS'

- 80 Ill. Adm. Code 1650 Administration & Operation of the Teachers' Retirement System, The (P-11742)

RETIREMENT SYSTEM, STATE UNIVERSITIES

- 80 Ill. Adm. Code 1600 Universities Retirement (P-1228; A-6789)

REVENUE, DEPARTMENT OF

- 86 Ill. Adm. Code 420 Alcoholic Liquor Act (P-9402)
- 86 Ill. Adm. Code 428 Cannabis & Controlled Substances Tax Act (P-8996) (E-9251)
- 86 Ill. Adm. Code 440 Cigarette Tax Act (P-12954/89; A-6794)
- 86 Ill. Adm. Code 450 Cigarette Use Tax Act (P-12964/89; A-6804)
- 86 Ill. Adm. Code 100 Income Tax (P-17312/89; A-4558) (P-18188/89; A-6810) (P-7090) (P-19347/89; A-10082)
- 86 Ill. Adm. Code 500 Motor Fuel Tax (P-13201/89; A-6826)
- 86 Ill. Adm. Code 432 Pull Tabs & Jar Games Act (P-19371/89; A-6399)
- 86 Ill. Adm. Code 130 Retailers' Occupation Tax (P-22097/88; O-20410/89; M-411; A-241) (P-8391/89; A-872) (P-7106)
- 86 Ill. Adm. Code 140 Service Occupation Tax (P-10179/89; A-262) (P-7123)
- 86 Ill. Adm. Code 205 Taxpayer Rights (P-575; A-6831)
- 86 Ill. Adm. Code 495 Telecommunications Excise Tax (P-16723/89; O-10152; M-11408; A-11321)
- 86 Ill. Adm. Code 150 Use Tax (P-7215/89; A-6835)

RURAL BOND BANK, ILLINOIS

- 47 Ill. Adm. Code 410 Application Process for Governmental Units (P-4449) (E-4712)
- 47 Ill. Adm. Code 400 General Rules (P-4451) (E-4720)
- 47 Ill. Adm. Code 420 Purchase of Governmental Unit Bonds (P-4453) (E-4734)

SECRETARY OF STATE

- 92 Ill. Adm. Code 1040 Cancellation, Revocation, or Suspension of Licenses or Permits (P-14810/89; A-2944) (P-15351/89; A-3664) (P-15635/89; A-5178) (P-5488) (P-14014/89; A-5560) (P-81(9))
- 92 Ill. Adm. Code 1010 Certificates of Title, Registration of Vehicles (P-1853; A-9492) (P-3022; A-12367) (P-15357/89; A-4560) (P-19235/89; A-6848) (P-8575) (P-8998)

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

VOL. 14, ISSUE #33

AUGUST 17, 1990

SECRETARY OF STATE (CONT'D)

92 Ill. Adm. Code 1060 Commercial Driver Training Schools (P-1859; A-8658)
 92 Ill. Adm. Code 1020 Dealers, Wreckers, Transporters & Rebuilders (P-14818/89; A-3671) (P-19241/89; O-4761; M-8738; A-8704) (P-19241/89; F-10156)
 2 Ill. Adm. Code 552 Departmental Duties (A-6854)
 23 Ill. Adm. Code 3030 Ill. Library System Act, The (P-11764)
 92 Ill. Adm. Code 1070 Ill. Safety Responsibility Law (P-2526; A-10107) (P-19116/89; A-6859)
 92 Ill. Adm. Code 1030 Issuance of Licenses (P-179; A-8707) (P-579; A-9246) (P-1902; A-12077) (P-1289; A-10111) (P-2530; A-9498) (P-2852; A-10510) (P-14019/89; A-4570) (P-16297/89; A-4908) (P-3060) (P-14344/89; A-5183) (P-7130; W-9623) (P-11175)
 50 Ill. Adm. Code 8010 Mandatory Vehicle Liability Insurance (P-14349/89; A-2952) (P-7417)
 92 Ill. Adm. Code 1001 Procedures & Standards (P-16932/89; A-2601; C-3698) (P-5977)
 14 Ill. Adm. Code 130 Regs. Under the Ill. Securities Law of 1953 (P-13742/89; A-884) (P-16302/89; A-5188)
 92 Ill. Adm. Code 1019 Remittance Agents (P-18843/89; A-5813)
 14 Ill. Adm. Code 170 Revised Uniform Limited Partnership Act (P-14824/89; A-1480)
 71 Ill. Adm. Code 2005 Use of the Capitol Complex Facilities, The (P-15640/89; O-2124; RC-2131; M-7267; A-7228)

STATE POLICE, DEPARTMENT OF

20 Ill. Adm. Code 1215 Ill. Uniform Conviction Information Act (P-12398)

STATE POLICE MERIT BOARD, DEPARTMENT OF

80 Ill. Adm. Code 150 Procedures of the Dept. of State Police Merit Board (P-16365/89; A-3679)

STUDENT ASSISTANCE COMMISSION, ILLINOIS

23 Ill. Adm. Code 2731 Correctional Officer's Grant Program (P-18204/89; A-10534)
 23 Ill. Adm. Code 2700 General Provisions (P-18207/89; A-10538)
 23 Ill. Adm. Code 2720 Guaranteed Loan Programs (P-2300; A-10941) (E-4266) (P-18222/89; A-10553)
 23 Ill. Adm. Code 2730 Ill. National Guard Grant (P-18236/89; A-10571)
 23 Ill. Adm. Code 2733 Ill. Veteran Grant Program (P-18239/89; A-10571)
 23 Ill. Adm. Code 2761 Merit Recognition Scholarship (MRS) Program (P-18245/89; A-10578)
 23 Ill. Adm. Code 2735 Monetary Award Program (MAP) (P-18251/89; A-7242)
 23 Ill. Adm. Code 2732 Police Officer/Fire Officer Grant Program (P-18257/89; A-10585)
 23 Ill. Adm. Code 2760 State Scholar Program (P-18260/89; A-10589)

TRANSPORTATION, DEPARTMENT OF

92 Ill. Adm. Code 730 Allocation of Water from Lake Michigan (P-14357/89; A-1484)
 92 Ill. Adm. Code 449 Alternate Fuel System for School Buses (P-16944/89; A-3686)
 92 Ill. Adm. Code 177 Carriage by Public Highway (P-16367/89; A-2613)
 92 Ill. Adm. Code 180 Continuing Qualification & Maintenance of Packaging (P-16371/89; A-2617)
 92 Ill. Adm. Code 557 Custodial Transportation of Pupils Where Walking Constitutes a Serious Safety Hazard (P-10709) (P-10722)
 92 Ill. Adm. Code 397 Driving & Parking (CC-3281) (P-7424) (P-7429)
 92 Ill. Adm. Code 392 Driving of Motor Vehicles (P-7438)
 92 Ill. Adm. Code 548 Establishing & Posting Speed Limits on Streets & Highways (P-17731/89; AR-3692)
 92 Ill. Adm. Code 171 General Information, Regs., & Definitions (P-16375/89; A-2621)
 92 Ill. Adm. Code 401 Hazardous Materials Civil Money Penalty Policy (A-3234)
 92 Ill. Adm. Code 172 Hazardous Materials Table & Hazardous Materials Communications (P-16382/89; A-2628)
 92 Ill. Adm. Code 395 Hours of Services of Drivers (P-7442)
 92 Ill. Adm. Code 546 Ill. Manual on Uniform Traffic Control Devices (P-17767/89; AR-3694)
 92 Ill. Adm. Code 396 Inspection, Repair & Maintenance (P-7447; C-9262)
 92 Ill. Adm. Code 390 Motor Carrier Safety Regs.: General (P-7452)
 92 Ill. Adm. Code 393 Parts & Accessories Necessary for Safe Operation (P-7468)
 92 Ill. Adm. Code 107 Procedures (P-16387/89; A-2633) (P-3028; A-8189)
 92 Ill. Adm. Code 386 Procedures & Enforcement (P-7472)
 92 Ill. Adm. Code 391 Qualification of Drivers (P-7487)
 92 Ill. Adm. Code 173 Shippers General Requirements for Shipments & Packagings (P-16393/89; A-2651)

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

VOL. 14, ISSUE #33

AUGUST 17, 1990

TRANSPORTATION, DEPARTMENT OF (CONT'D)

92 Ill. Adm. Code 178 Shipping Container Specifications (P-16400/89; A-2640)

PUBLIC HEARINGS

ALCOHOLISM & SUBSTANCE ABUSE, DEPARTMENT OF

77 Ill. Adm. Code 2058 Licensure of Alcoholism & Substance Abuse Treatment, Intervention & Research Programs 8740

CARNIVAL-AMUSEMENT SAFETY BOARD

56 Ill. Adm. Code 6000 Carnival & Amusement Ride Inspection Law 3282

CONSERVATION, DEPARTMENT OF

17 Ill. Adm. Code 510 General Hunting & Trapping on Department-Owned or -Managed Sites 6924
 17 Ill. Adm. Code 570 Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Gray Fox, Coyote, Beaver & Woodchuck (Groundhog) Trapping 6925
 17 Ill. Adm. Code 670 White-Tailed Deer Hunting by Use of Bow & Arrow 6926
 17 Ill. Adm. Code 670 White-Tailed Deer Hunting by Use of Bow & Arrow 12104

EDUCATION, STATE BOARD OF

23 Ill. Adm. Code 226 Special Education 12937

FIRE MARSHAL, OFFICE OF THE STATE

41 Ill. Adm. Code 250 Fire Equipment Distributor & Employee Standards 7272

LABOR, DEPARTMENT OF

56 Ill. Adm. Code 100 Prevailing Wage Hearing Procedures 5623

MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, DEPARTMENT OF

59 Ill. Adm. Code 119 Minimum Standards for Certification of Developmental Training Program: 3699

PUBLIC HEALTH, DEPARTMENT OF

77 Ill. Adm. Code 205 Ambulatory Surgical Treatment Center Licensing Requirements 5908
 77 Ill. Adm. Code 855 Asbestos Abatement for Public & Private Schools in Ill. 2168
 77 Ill. Adm. Code 535 Emergency Medical Services Code 2170
 77 Ill. Adm. Code 535 Emergency Medical Services Code 5624
 77 Ill. Adm. Code 750 Food Service Sanitation Code 12687
 77 Ill. Adm. Code 550 Head & Spinal Cord Injury Code 13367
 77 Ill. Adm. Code 396 Life Care Facilities Contract Code 2172
 77 Ill. Adm. Code 635 Program Content & Guidelines for Title X Family Planning Services 8229
 77 Ill. Adm. Code 830 Structural Pest Control Code 2685
 77 Ill. Adm. Code 672 WIC Vendor Management Code 11411

REVENUE, DEPARTMENT OF

86 Ill. Adm. Code 495 Telecommunications Excise Tax 1535

PUBLIC INFORMATION

BANKS AND TRUST COMPANIES, COMMISSIONER OF

Notice of Acceptance of an Application by First Banks, Inc., St. Louis, Missouri, to Acquire Havana Bancshares, Inc., Springfield, Ill. 12105
 Notice of Acceptance of an Application by First Banks, Inc., St. Louis, Missouri, to Acquire West Frankfort Community Bancshares, Inc., West Frankfort, Ill. 1536
 Notice of Acceptance of an Application by First Financial Corporation, Terre Haute, Indiana, to Acquire: Ridge Farm State Bank, Ridge Farm, Ill. 13369

PUBLIC INFORMATION (CONT'D)

BANKS AND TRUST COMPANIES, COMMISSIONER OF (CONT'D)

- Notice of Acceptance of an Application by INB Financial Corporation, Indianapolis, Indiana, to Acquire Peoples Mid-Ill. Corporation, Bloomington, Ill. 10949
- Notice of Acceptance of an Application by Manufacturers National Corporation, Detroit, Michigan, to Acquire State Bank of Lake Zurich, Lake Zurich, Ill. 5910

HOUSING DEVELOPMENT AUTHORITY, ILLINOIS

- Initial Plan of the Advisory Commission 10594

LOTTERY, DEPARTMENT OF THE

- Game-Specific Materials (Calendar year 1989) 2174

POLLUTION CONTROL BOARD

- Notice Pursuant to Ill. Rev. Stat. 1988, Supp. Ch. 111 1/2, par. 1007.2(b) 4765
- Notice Pursuant to Ill. Rev. Stat. 1988, Supp. Ch. 111 1/2, Par. 1007.2(b) RCRA Rules Under Par. 1022.4(a) 3283
- Notice Pursuant to Ill. Rev. Stat. 1988, Supp. Ch. 111 1/2, Par. 1007.2(b) SDWA Rules Under Par. 1017.5 3285
- Notice Pursuant to Ill. Rev. Stat. 1988, Supp. Ch. 111 1/2, Par. 1007.2(b) UST Rules Under Par. 1022.4(d) 3287
- Notice Pursuant to Ill. Rev. Stat. 1988, Supp. Ch. 111 1/2, Par. 1007.2(b) SDWA Rules Under Par. 1017.5 10950

REHABILITATION SERVICES, DEPARTMENT OF

- Auxiliary Aids; 89 Ill. Adm. Code 540 7664

REVENUE, DEPARTMENT OF

- Index of Letter Rulings (Third Quarter of 1989) (Income Tax) 1052
- Index of Letter Rulings (Third Quarter of 1989) (ROT) 2175
- Index of Letter Rulings (Fourth Quarter of 1989) (Income Tax) 2687
- Index of Letter Rulings (First Quarter of 1990) (Income Tax) 8231
- Index of Letter Rulings (First Quarter of 1990) (ROT) 10168
- Index of Letter Ruling (First Quarter of 1990) (ROT) 12322

SAVINGS AND LOAN ASSOCIATIONS, COMMISSIONER OF

- Summary of Order of Emergency Suspension of the License to Act as a Residential Mortgage Licensee of Preferred Financial Services, Inc., Carol Stone, President 3701
- Summary of Order of Fine & no Suspension or Revocation of License to Act as a Residential Mortgage Licensee of Lorac Mortgage Corporation, Carol Sutton, President 2969
- Summary of Order of Revocation of License to Act as a Residential Mortgage Licensee of Advantage Mortgage Corporation, Robert Kleecka, President 2970
- Summary of Order of Revocation of License to Act as a Residential Mortgage Licensee of First Universal Mortgage Company, Martie Lee, President 2971
- Summary of Order of Revocation of License to Act as a Residential Mortgage Licensee of Midwest Mortgage Financial Group Ltd., Charles Taylor 2972
- Withdrawal of Order of Summary Suspension of & Reinstatement of the License of Preferred Financial Services, Inc., Carol Stone, President, To Act as a Residential Mortgage Licensee 2973

REGULATORY AGENCY

EMPLOYMENT SECURITY, DEPARTMENT OF

- 56 Ill Adm. Code 2712 General Application 10952

REGULATORY AGENCY (CONT'D)

REHABILITATION SERVICES, DEPARTMENT OF

- Case Management Services to Persons with AIDS 5255
- Client Financial Participation 5256
- Consultative Examination Process, The 5634
- Medical, Psychological, & Related Services 5257
- Non-Financial Eligibility Criteria 5258
- Total Life Planning Program 5259
- Vending Stand Program for the Blind 5260

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Agenda

- January 10, 1990 412
- February 8, 1990 2191
- March 7, 1990 3289
- April 3, 1990 4972
- June 5, 1990 8741
- July 26, 1990 12106
- August 21, 1990 13370

Second Notices Received

- 422, 1077, 1537, 1634, 2198, 2411, 2708, 2974, 3295, 3702, 4272, 4767, 4981, 5261, 5636, 5911, 6438, 6927, 7274, 8254, 8749, 9263, 9625, 10181, 10597, 10953, 11413, 12120, 12337, 12689, 12941, 13378

EXECUTIVE ORDERS AND PROCLAMATIONS

EXECUTIVE ORDERS

- 90-1 Executive Order For The Establishment Of An Interagency Council On Census Coordinator 1636
- 90-2 Executive Order For The Reduction Of Earthquake Hazards 6441
- 90-3 Personnel Directive 10955

PROCLAMATIONS

- 89-562 Girls And Women In Sports Day 424
- 89-563 Soup Month 424
- 89-564 Vocational Education Week 425
- 89-565 Nick Perrino Day 425
- 89-566 Chronic Fatigue Syndrome Awareness Day 426
- 90-001 Careers In Cosmetology Month 1538
- 90-002 Jaycee Week 1538
- 90-003 William Franklin Fennoy Day 1538
- 90-004 Financial Aid Awareness Month 1539
- 90-005 Printing Week 1540
- 90-006 Antioch Rescue Squad Day 1639
- 90-006 Antioch Rescue Squad Day (Revised) 2412
- 90-007 Recognizes Frank R. Zimmerman 1640
- 90-008 United States Navy Armed Guard Week 1641
- 90-009 Catholic Schools Appreciation Day 1642
- 90-010 Patrick G. Ryan Day 1643
- 90-011 Red Cloud Special 25th Anniversary Day 1644
- 90-012 Engineers Week 2200
- 90-013 Kidney Month 2200
- 90-014 Land And Water Conservation Fund/25th Anniversary 2201
- 90-015 South Side YMCA Day

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

VOL. 14, ISSUE #33

AUGUST 17, 1990

PROCLAMATIONS (CONT'D)

90-016	Earth Day	2201
90-017	Foreign Week	2202
90-018	Astronaut Remembrance Day	2202
90-019	Land Surveyors' Month	2203
90-020	Marion Housing Authority Referendum/Federal Social Security Act/Illinois Pension Code	2203
90-021	Ukrainian Independence Day	2204
90-022	Afro-American History Month	2413
90-022	African-American History Month (Revised)	2710
90-023	Biomedical Equipment Technology Week	2414
90-024	Freedom Day	2415
90-025	IRS-Sponsored Volunteer Week	2416
90-026	Sales And Marketing Month	2417
90-027	Travel Agency Appreciation Week	2418
90-028	Consumers Week	2711
90-029	American Ballet Theatre Week	2712
90-030	Black Nurses' Day	2713
90-031	Illinois School Psychologists Association Week	2714
90-032	Post Anesthesia Nurse Awareness Week	2715
90-033	Illinois Community College System/25th Anniversary	2716
90-034	Minority Education Day	2717
90-035	Motorcycle Awareness Month	2718
90-036	UTC Month	2719
90-037	Women's History Month	2720
90-038	Marian Catholic High School Band Day	2975
90-039	Super Smile Day	2975
90-040	Cardiac Rehabilitation Week	2976
90-041	Employee Health and Fitness Day	2976
90-042	FFA Week	2977
90-043	Future Business Leaders of America-Phi Beta Lambda Week	2977
90-044	League of Women Voters Week	2978
90-044	League Of Women Voters Week (Revised)	3296
90-045	Recognizes Lacey C. Brooks	2978
90-046	Salute To Hospitalized Veterans Week	2979
90-047	Declares Champaign County To Be A Disaster Area	3296
90-048	Irving Dillhard Day	3297
90-049	Lithuanian Independence Day	3297
90-049	Lithuanian Independence Day (Revised)	4275
90-050	RE/MAX Of Northern Illinois Day	3298
90-051	Seed Month	3298
90-052	Volvo Tennis/Chicago Week	3299
90-053	American Music Month	3299
90-054	Legion Of Valor Day	3300
90-055	Luster's Black Heritage Day	3300
90-056	Student Council Week	3300
90-057	William J. Weisz Day	3301
90-058	Advanced Learning Institute Day	3705
90-059	American Diabetes Association's 50th Anniversary	3705
90-060	Community Associations Day	3706
90-061	Estonian Day	3706
90-062	Jake Turano Day	3707
90-063	Love And Help Children Month	3707
90-064	Potato Lovers Month	3708
90-065	Congratulates Robert F. Hyland	3708
90-066	Nursing Home Week	3709
90-067	Nutrition Month	3709
90-068	Tornado Preparedness Week	3709

CI - 17

ILLINOIS REGISTER

1990 CUMULATIVE INDEX

VOL. 14, ISSUE #33

AUGUST 17, 1990

PROCLAMATIONS (CONT'D)

90-069	Searle Day	4275
90-070	Youth Art Month	4276
90-071	American History Month	4276
90-072	Bust MS Month	4277
90-073	Child Find Month	4277
90-074	Newspaper In Education Week	4278
90-075	Surgical Technologist Week	4278
90-076	Arts Education Week	4278
90-077	Licensed Practical Nurse Week	4279
90-078	Lutheran Schools Week	4279
90-079	Douglas, Edgar, Ford, Iroquois, Livingston, McLean, Moultrie, Piatt & Vermillion Counties Disaster Areas	
90-080	Apprenticeship Week	4768
90-081	Casimir Pulaski Day	4768
90-082	Chronic Fatigue Syndrome Awareness Week	4769
90-083	Employ The Older Worker Week	4769
90-084	Free Paper Week	4770
90-085	Proud Lady Days	4770
90-086	U.S. Savings Bond Campaign Month	4771
90-087	Women Veterans Recognition Day	4771
90-088	Building Safety Week	4771
90-089	Groundwater Protection Month	4772
90-090	Headache Week	4773
90-091	Rural Electric & Telephone Youth Day	4773
90-092	St. Peter Lutheran Church & School Against Drugs Week	4774
90-093	Be Kind To Animals Week	4774
90-094	Lioness Caramel Corn Day	4774
90-095	Music Week	4775
90-096	Poison Prevention Week	4775
90-097	Student-Athlete Day	4776
90-098	Vietnam Veterans Day	4776
90-099	Youth Temperance Education Week	4777
90-100	Manthaw Headrick Day	4777
90-101	Judith Erwin Day	4778
90-102	Middle Level Education Week	4778
90-103	Mathematics Awareness Week	4982
90-104	Minuteman Press International Day	4982
90-105	Professional Home Remodeling Month	4983
90-106	Bielarusian Independence Day/Dr. Francisak Quincentenary Year	4983
90-107	Jim Munz Day	4984
90-108	Lake County Community Action Project Day	5263
90-109	Agriculture Week	5263
90-110	Energy Education Day	5264
90-111	Illinois-Eastern Iowa District Key Club 40th Anniversary Week	5264
90-112	Parks & Recreation Month	5265
90-113	AMBUCS Month	5265
90-114	Clarence Darrow Community Center Day	5266
90-115	Legislators' Fitness Day	5266
90-116	Rural Health Care Week	5267
90-117	Medical Laboratory Week	5637
90-118	Mother Of The Year Day	5637
90-119	Kids Fitness Week/Kids Workout Day	5638
90-120	Municipal Clerks Week	5638
90-121	Organ & Tissue Donor Awareness Week	5639
90-122	Patent Recipients Day	5639
90-123	Tuberous Sclerosis Month	5640

CI - 18

PROCLAMATIONS (CONT'D)

90-124	Variety Club Children's Carnival Day	5640
90-125	Athletic Trainers Week	5640
90-126	Congratulates Dr. Joseph Ondrus	5641
90-127	Days Of Remembrance	5641
90-128	Lake & Watershed Management Month	5642
90-129	Medical Assistants Week	5642
90-130	Pre-White House Conference Days	5643
90-131	Public Service Recognition Week	5643
90-132	Weight Loss Month	5644
90-133	John H. Struwe Day	5644
90-134	Naturalized American Citizen Month	5645
90-135	Call Before You Dig Month	5645
90-136	Earthquake Awareness Week	5646
90-137	Breakfasting Promotion Month	5913
90-138	Carol Kimmel Day	5913
90-139	Head Start Year	5914
90-140	Ill. Industry Appreciation Day	5914
90-141	POW-MIA Day	5915
90-142	Fraternal Order of Eagles Week	5915
90-143	High Blood Pressure Month	5916
90-144	William Warfield Day	5916
90-145	Greek Independence Day	5917
90-146	Patent & Copyright Bicentennial Week	5917
90-147	Pharmacy Day	5918
90-148	World Health Day	5918
90-149	Commends Jack W. Gaston	5919
90-150	Springfield Day	5919
90-151	Holiday Meals-On-Wheels Day	6444
90-152	Lions Candy Day	6444
90-153	American GI Forum Days	6445
90-154	American Police Hall Of Fame Day	6445
90-155	Better Hearing & Speech Month	6445
90-156	Blood Donor Awareness Month	6446
90-157	Boys & Girls Club Week	6447
90-158	Bozo Ball Day	6447
90-159	Business Opportunity Days	6448
90-160	Community Mental Health Services Week	6448
90-161	Drinking Water Week	6449
90-162	ECC Music Workshop Days	6449
90-163	Environmental Awareness Week	6449
90-164	Family Week	6450
90-165	Flag Celebration Days	6450
90-166	Flourspar Week	6451
90-167	Health Care Team Day	6451
90-168	Ill. Clean & Beautiful & Tree City USA Month	6452
90-169	John Dively, Sr. Day	6452
90-170	Jones 50th Anniversary Week	6453
90-171	Plano Molding Company Day	6453
90-172	Steamboat Day	6454
90-173	Trail Appreciation Month	6454
90-174	Victim Rights Week	6455
90-175	Volunteer Week	6455
90-176	Commends Little Miss Sigma Pageant/Congratulates Jennifer Douglas	6928
90-177	Henry & Socorro Garza Day	6928
90-178	Independent Order of Foresters Child Abuse Prevention Week	6929
90-179	Professional Secretaries Week/Professional Secretaries Day	6929

PROCLAMATIONS (CONT'D)

90-180	Queen Isabella Day	6929
90-181	Seventh-Day Adventist Schools Week	6930
90-182	Child Abuse Prevention Month	7275
90-183	Cinco De Mayo Day	7275
90-184	Cyrotechnology Day	7275
90-185	Day Of Remembrance Of The Armenian Genocide	7276
90-186	Physical Fitness & Sports Month/Physical Education & Sports Week	7276
90-187	Plant Illinois Week	7277
90-188	Teacher Appreciation Week	7278
90-189	Dairy Queen Day	7278
90-190	Illinois Rivers Appreciation Month	7279
90-191	"Just Say No" Week	7279
90-192	Nurses Week	7279
90-193	Operation Lifesaver Awareness Day	7280
90-194	Take Pride In America Month	7281
90-195	Tourism Week	7281
90-196	Asian American Heritage Month	7282
90-197	Congratulates Edna S. Walden	7283
90-198	Day Of Prayer	7283
90-199	Homes Of The Aging Week	7284
90-200	Richard J. Walsh Day	7284
90-201	Transportation Week	7285
90-202	All Presidents Day	7285
90-203	Congratulates William P. Hopkins	7286
90-204	Day Of Memorial Of The Warsaw Ghetto Uprising	7286
90-205	Little League Day	7287
90-206	Older Americans Month	7288
90-207	Students Against Driving Drunk Months	7289
90-208	W. Clement & Jessie V. Stone Day	7665
90-209	Youth Service Day	7665
90-210	Congratulates Eli's Cheesecake	7666
90-211	Coup De Hoop Day	7666
90-212	Foster Parent Month	7667
90-213	Maritime Day	8257
90-214	Metric Week	8257
90-215	Morgan Park Credit Union Day	7668
90-216	Multiple Sclerosis Association Of America Month	7669
90-217	Nurse Recruitment Day	7670
90-217	Nurse Reimbursement Day (Revised)	11415
90-217	Nurse Reimbursement Day (Revised)	7671
90-218	Rehabilitation Facilities Week	7671
90-219	Stamp Collecting Week	7672
90-220	Truman Day	7672
90-221	Congratulates Bishop and Mrs. Mayo	7673
90-222	National Guard 183rd Tactical Fighter Group Day	7673
90-222	National Guard 183rd Tactical Fighter Group Day (Revised)	8258
90-223	Police Memorial Day/National Police Week/National Police Memorial Day	8258
90-225	Israel Bond Day	
90-226	Salutes Martin R. Binder & Memories of China	
90-227	Small Business Week	
90-228	American Home Week	
90-229	Motorcycle Awareness Day	
90-230	Congratulates Catherine "Kaye" Howell	
90-231	Arson Awareness Week	
90-232	Exceptional Children's Week	
90-233	National Association Of Insurance Women's Week	

ILLINOIS REGISTER
1990 CUMULATIVE INDEX

VOL. 14, ISSUE #33

AUGUST 17, 1990

PROCLAMATIONS (CONT'D)

90-234 Festival Chorus Day
90-235 Buckle-Up America Week
90-236 Centennarians Day
90-237 Chicago College Of Osteopathic Medicine Day
90-238 Start Talking Week
90-239 The Future Of Public Health Week
90-240 Week Of The High Risk Child
90-241 Dr. Jonas Salk Day
90-242 Management Week
90-243 RP Awareness Day
90-244 Commends John Hughes
90-245 Gateway Day
90-246 Manitowish Area Senior Center Day
90-247 Metropolitan Pier & Exposition Authority Employee Longevity Day
90-248 Mother's Day
90-249 Retired Teachers Week
90-250 Year Of The Airborne
90-251 Manufactured Housing Days
90-252 Railroad Women's Day
90-253 Correctional Officer Week
90-254 Volunteer Talent Pool Day
90-255 Better Presentations Month
90-256 Caucus & Center On The Black Aged, Incorporated Day
90-257 Hospital Day
90-258 Housekeeping Week
90-259 United Nations Day
90-260 Beef Month
90-261 High Technology Week
90-262 Illinois Bell Operator Day
90-263 Peace Day
90-264 Cornelia de Lange Awareness Day
90-265 Human Rights Day
90-266 Children's Day
90-267 Dia De La Sonora Matancera
90-268 Sporting Goods Week
90-269 Student Services Corporation Vocational Education Day
90-270 Disaster Areas - Several Counties
90-271 Charlotte Laria Day
90-272 Illinois State Medical Society Recognition Week
90-273 Mental Health Month
90-274 Neurofibromatosis Awareness Month
90-275 Ortho-Olympics Day
90-276 Pest Control Month
90-277 Pompon Appreciation Day
90-278 Talent-Linkage-Chicago Day
90-279 Spiegel Day
90-280 Women in Management Week
90-281 Congratulates St. Martin De Porres House Of Hope
90-282 LaGrange Nurses Day
90-283 Safe Boating Week
90-284 Argonne Advanced Photon Day
90-285 La Semana De Las Fiestas Patronales De Puerto Rico
90-286 Safety Week
90-287 Disaster Areas - Several Counties
90-288 Illinois Marine Corps League Days
90-289 Seeds Of Interdenominational Family Day

CI - 21

ILLINOIS REGISTER
1990 CUMULATIVE INDEX

VOL. 14, ISSUE #33

AUGUST 17, 1990

PROCLAMATIONS (CONT'D)

90-290 Certified Nurse Assistant Day
90-291 Lech Walesa Day
90-292 Ohio River Sweep Day
90-293 Ohio River Sweep Day (Revised)
90-294 The Woodlawn Organization Day
90-295 Kid Safe Saturday
90-296 Pharmaceutical Manufacturers Day
90-297 State-Supported Home For Veterans Week
90-298 Special Olympics Adopt-A-Cop Month
90-299 Child Support Enforcement Awareness Week
90-300 Father's Day
90-301 Federal Employee of the Year Day
90-302 Respect Life Week
90-303 Village of Summit Day
90-304 HRMAC Professional Day
90-305 Disaster Areas - Several Counties
90-306 Customer Service Week
90-307 Dairy Month
90-308 David R. Gilbert Day
90-309 Foster Grandparent Recognition Day
90-310 Navy League Of The United States Month
90-311 Mississippi River Revival
90-312 Nation's Black Newspaper Publishers Days
90-313 Paraprofessional & Clerical Support Staff In Personnel Offices Of State Agencies Week
90-314 Reverend Clay Evans Day
90-315 WTC Days
90-316 Flags At Half Mast Day
90-317 Sigma Gamma Rho Sorority Days
90-318 Soviet & American Pen Pals Day
90-319 The Year Of Mundelin College
90-320 Columbus/Official Quincentennial Town
90-321 Congratulates Older Women's League
90-322 East Central Ill. Business Appreciation Week
90-323 German-American Day
90-324 Arbitration Day
90-325 Bible Week
90-326 Clean Indoor Air Week
90-327 Congratulates Steppenwolf Theatre Company
90-328 Andhra Youth Day
90-329 Bells On Independence Day
90-330 Hosiery Week
90-331 Victory Week
90-332 Disaster Areas - Several Counties
90-333 Beep Baseball Week
90-334 Captive Nations Week
90-335 Congratulates Marietta Ghile
90-336 Home Care Week
90-337 The Michael Jordan Foundation Day
90-338 Disaster Areas - Several Counties
90-339 Negro League Baseball Players Day
90-340 Push America Day
90-341 Chicago African American Exposition Days
90-342 Stephen T. Hynes Day
90-343 Stephen T. Hynes Day (Revised)
90-344 Emergency Nurses Days
90-345 National Basketball Players Association/Little City Foundation Day

CI - 22

PROCLAMATIONS (CONT'D)

90-344	Oto Whitehill Day	12341
90-345	True Value Fitness-Fun Day	12342
90-346	U.S. Space Observance Days/Space Exploration Day	12343
90-347	Vocational Student Organization Week	12343
90-347	Vocational Student Organization Week (Revised)	12343
90-348	Apostle Larry C. Simmons Day	12344
90-349	Firefighters Appreciation Week	12344
90-350	American Business Women's Day	12692
90-351	Broken Arrow Day	12693
90-352	Help Retarded Citizens Days	12693
90-353	Leukemia Awareness Week	12694
90-354	Toastmasters Month	12694
90-355	Adult Day Care Week	12695
90-356	Patriarch Dimitrios Day	12695
90-357	Uruguay Day	12696
90-358	Cats on Holiday Day	12938
90-359	Peruvian Day	12938
90-360	POW/MIA Recognition Day	12938
90-361	Kids For Conservation Day	12939
90-362	Janet Jackson Day	12939
90-363	Disaster Areas - Several Counties	13382
90-364	Basolo 70 Celebration Day	13383
90-365	Miss/Ms. Wheelchair America Week	13383
90-366	Recognizes 75th Anniversary Of The U.S. Naval Reserve	13384
90-367	American Jazz Dance Week	13384
90-368	International Visitors Month	13385
90-369	Morgan Horse Week	13385
90-370	Osteopathic Medicine Week	13386
90-371	Chamber Of Commerce Week	13386
90-372	Dystonia Awareness Day	13387
90-373	Emergency Medical Services Week	13388
90-374	H.M.S. Rose Day	13388
90-375	Paralyzed Veterans Recognition Day	13388
90-376	Veterans Day At The Fair	13389
90-377	Women's Business Ownership Day	13389

The Sections Affected Index lists, by Title, each Section of a codified Part on which rulemaking activity has occurred in this volume of the Register and is divided into two parts: the first lists the Sections on which rulemaking activity occurred in the previous issues of this volume year; the second lists the Sections on which rulemaking activity occurred in this issue of the Register. (The headings at the top of each page indicate the two parts: the first part shows the previous issue numbers inclusively and the date of the last published issue; the second lists the current issue number and date.) The columns in both parts indicate the type of rulemaking activity and the action taken along with the page number on which the first page of the notice of rulemaking activity appeared. If a Section on which action is being taken in the current volume (calendar year) of the Register was proposed in a previous volume, the last two digits of the previous volume's year appear immediately after the page number separated by a slash. (e.g. 1 Ill. Adm. Code 100:280 was proposed last year and adopted this year. The action entry read: (P-8577/89; A-724) The codes for both columns are listed below. For a complete listing of the Titles of the Illinois Administrative Code, please refer to 1 Ill. Adm. Code 100:140 or contact the Administrative Code Division.

TYPE OF RULEMAKING		ACTION CODES	
am	= amendment to existing Section	A	= Adopted rule
cc	= codification changes	C	= Correction
n	= new Section	CC	= Codification Changes
r	= repeal of existing Section	E	= Emergency rule
rc	= reclassified	F	= Failure to Remedy Objections
#	= renumbered	M	= Modification
		O	= ICAR Objection
		P	= Proposed rule
		PF	= Prohibited Filing
		PP	= Peremptory rule
		RC	= Refusal to Modify or Withdraw Recommendation
		S	= Suspended rule
		W	= Withdrawal of Proposed rule

TITLE 2		TITLE 11 (CONT'D)		TITLE 14	
150.220	am	415.10	am	509.40	am
150.220	am	419.20	n	509.150	(P-10679)
150.220	am	419.30	n	509.190	(P-10679)
150.220	am	419.40	n	509.240	(P-10679)
150.220	am	419.50	n	509.260	(P-10679)
150.220	am	419.60	n	509.265	(P-10679)
150.220	am	419.70	n	510.200	(P-8079)
150.220	am	419.80	n	1305.120	(P-10687)
150.220	am	419.90	n	1305.250	(P-8967)
150.220	am	419.100	n	1305.310	(P-10687)
150.220	am	421.10	n	1317.70	(P-8083)
150.220	am	421.20	n	1325.120	(P-8090)
150.220	am	421.30	n	1325.130	(P-8553)
150.220	am	421.40	n	1413.48	(P-12385)
150.220	am	421.50	n	1415.160	(P-10696)
150.220	am	421.60	n	1424.140	(P-10691)
150.220	am	421.70	n	1424.150	(P-10691)
150.220	am	421.80	n	1424.175	(P-10691)
150.220	am	421.90	n	1424.230	(P-8971)
150.220	am	422.00	n	1424.240	(P-10691)
150.220	am	422.10	n	1428.130	(P-8948)
150.220	am	422.20	n	1428.160	(P-10675)

TITLE 14

130.100	am	130.100	am	130.100	(P-16302/89; A-5188)
130.110	am	130.110	am	130.110	(P-13742/89; A-884)
130.120	am	130.120	am	130.120	(P-13742/89; A-884)
130.130	am	130.130	am	130.130	(P-13742/89; A-884)
130.140	am	130.140	am	130.140	(P-16302/89; A-5188)
130.200	am	130.200	am	130.200	(P-13742/89; A-884)
130.210	am	130.210	am	130.210	(P-16302/89; A-5188)
130.220	am	130.220	am	130.220	(P-16302/89; A-5188)
130.230	am	130.230	am	130.230	(P-16302/89; A-5188)
130.240	am	130.240	am	130.240	(P-16302/89; A-5188)
130.246	am	130.246	am	130.246	(P-13742/89; A-884)
130.247	am	130.247	am	130.247	(P-16302/89; A-5188)
130.270	am	130.270	am	130.270	(P-13742/89; A-884)
130.280	am	130.280	am	130.280	(P-13742/89; A-884)
130.370	am	130.370	am	130.370	(P-16302/89; A-5188)
130.436	am	130.436	am	130.436	(P-13742/89; A-884)
130.440	am	130.440	am	130.440	(P-16302/89; A-5188)
130.441	am	130.441	am	130.441	(P-16302/89; A-5188)
130.442	am	130.442	am	130.442	(P-16302/89; A-5188)
130.491	am	130.491	am	130.491	(P-16302/89; A-5188)
130.510	am	130.510	am	130.510	(P-13742/89; A-884)
130.530	am	130.530	am	130.530	(P-13742/89; A-884)
130.532	am	130.532	am	130.532	(P-16302/89; A-5188)
130.533	am	130.533	am	130.533	(P-16302/89; A-5188)
130.550	am	130.550	am	130.550	(P-13742/89; A-884)
130.610	am	130.610	am	130.610	(P-13742/89; A-884)
130.630	am	130.630	am	130.630	(P-13742/89; A-884)
130.650	am	130.650	am	130.650	(P-13742/89; A-884)
130.700	am	130.700	am	130.700	(P-16302/89; A-5188)
130.701	am	130.701	am	130.701	(P-16302/89; A-5188)
130.710	am	130.710	am	130.710	(P-13742/89; A-884)
130.715	am	130.715	am	130.715	(P-13742/89; A-884)
130.730	am	130.730	am	130.730	(P-13742/89; A-884)
130.750	am	130.750	am	130.750	(P-13742/89; A-884)
130.805	am	130.805	am	130.805	(P-16302/89; A-5188)
130.810	am	130.810	am	130.810	(P-13742/89; A-884)
130.820	am	130.820	am	130.820	(P-13742/89; A-884)
130.821	am	130.821	am	130.821	(P-13742/89; A-884)
130.822	am	130.822	am	130.822	(P-16302/89; A-5188)
130.823	am	130.823	am	130.823	(P-16302/89; A-5188)

TITLE 8		TITLE 11		TITLE 14	
600.85	am	600.85	am	600.85	(P-3349; A-12531)
600.90	am	600.90	am	600.90	(P-3349; A-12531)
600.95	am	600.95	am	600.95	(P-3349; A-12531)
601.00	am	601.00	am	601.00	(P-3349; A-12531)
601.05	am	601.05	am	601.05	(P-3349; A-12531)
601.10	am	601.10	am	601.10	(P-3349; A-12531)
601.15	am	601.15	am	601.15	(P-3349; A-12531)
601.20	am	601.20	am	601.20	(P-3349; A-12531)
601.25	am	601.25	am	601.25	(P-3349; A-12531)
601.30	am	601.30	am	601.30	(P-3349; A-12531)
601.35	am	601.35	am	601.35	(P-3349; A-12531)
601.40	am	601.40	am	601.40	(P-3349; A-12531)
601.45	am	601.45	am	601.45	(P-3349; A-12531)
601.50	am	601.50	am	601.50	(P-3349; A-12531)
601.55	am	601.55	am	601.55	(P-3349; A-12531)
601.60	am	601.60	am	601.60	(P-3349; A-12531)
601.65	am	601.65	am	601.65	(P-3349; A-12531)
601.70	am	601.70	am	601.70	(P-3349; A-12531)
601.75	am	601.75	am	601.75	(P-3349; A-12531)
601.80	am	601.80	am	601.80	(P-3349; A-12531)
601.85	am	601.85	am	601.85	(P-3349; A-12531)
601.90	am	601.90	am	601.90	(P-3349; A-12531)
601.95	am	601.95	am	601.95	(P-3349; A-12531)
602.00	am	602.00	am	602.00	(P-3349; A-12531)
602.05	am	602.05	am	602.05	(P-3349; A-12531)
602.10	am	602.10	am	602.10	(P-3349; A-12531)
602.15	am	602.15	am	602.15	(P-3349; A-12531)
602.20	am	602.20	am	602.20	(P-3349; A-12531)
602.25	am	602.25	am	602.25	(P-3349; A-12531)
602.30	am	602.30	am	602.30	(P-3349; A-12531)
602.35	am	602.35	am	602.35	(P-3349; A-12531)
602.40	am	602.40	am	602.40	(P-3349; A-12531)
602.45	am	602.45	am	602.45	(P-3349; A-12531)
602.50	am	602.50	am	602.50	(P-3349; A-12531)
602.55	am	602.55	am	602.55	(P-3349; A-12531)
602.60	am	602.60	am	602.60	(P-3349; A-12531)
602.65	am	602.65	am	602.65	(P-3349; A-12531)
602.70	am	602.70	am	602.70	(P-3349; A-12531)
602.75	am	602.75	am	602.75	(P-3349; A-12531)
602.80	am	602.80	am	602.80	(P-3349; A-12531)
602.85	am	602.85	am	602.85	(P-3349; A-12531)
602.90	am	602.90	am	602.90	(P-3349; A-12531)
602.95	am	602.95	am	602.95	(P-3349; A-12531)
603.00	am	603.00	am	603.00	(P-3349; A-12531)
603.05	am	603.05	am	603.05	(P-3349; A-12531)
603.10	am	603.10	am	603.10	(P-3349; A-12531)
603.15	am	603.15	am	603.15	(P-3349; A-12531)
603.20	am	603.20	am	603.20	(P-3349; A-12531)
603.25	am	603.25	am	603.25	(P-3349; A-12531)
603.30	am	603.30	am	603.30	(P-3349; A-12531)
603.35	am	603.35	am	603.35	(P-3349; A-12531)
603.40	am	603.40	am	603.40	(P-3349; A-12531)
603.45	am	603.45	am	603.45	(P-3349; A-12531)
603.50	am	603.50	am	603.50	(P-3349; A-12531)
603.55	am	603.55	am	603.55	(P-3349; A-12531)
603.60	am	603.60	am	603.60	(P-3349; A-12531)
603.65	am	603.65	am	603.65	(P-3349; A-12531)
603.70	am	603.70	am	603.70	(P-3349; A-12531)
603.75	am	603.75	am	603.75	(P-3349; A-12531)
603.80	am	603.80	am	603.80	(P-3349; A-12531)
603.85	am	603.85	am	603.85	(P-3349; A-12531)
603.90	am	603.90	am	603.90	(P-3349; A-12531)
603.95	am	603.95	am	603.95	(P-3349; A-12531)
604.00	am	604.00	am	604.00	(P-3349; A-12531)
604.05	am	604.05	am	604.05	(P-3349; A-12531)
604.10	am	604.10	am	604.10	(P-3349; A-12531)
604.15	am	604.15	am	604.15	(P-3349; A-12531)
604.20	am	604.20	am	604.20	(P-3349; A-12531)
604.25	am	604.25	am	604.25	(P-3349; A-12531)
604.30	am	604.30	am	604.30	(P-3349; A-12531)
604.35	am	604.35	am	604.35	(P-3349; A-12531)
604.40	am	604.40	am	604.40	(P-3349; A-12531)
604.45	am	604.45	am	604.45	(P-3349; A-12531)
604.50	am	604.50	am	604.50	(P-3349; A-12531)
604.55	am	604.55	am	604.55	(P-3349; A-12531)
604.60	am	604.60	am	604.60	(P-3349; A-12531)
604.65	am	604.65	am	604.65	(P-3349; A-12531)
604.70	am	604.70	am	604.70	(P-3349; A-12531)
604.75	am	604.75	am	604.75	(P-3349; A-12531)
604.80	am	604.80	am	604.80	(P-3349; A-12531)
604.85	am	604.85	am	604.85	(P-3349; A-12531)
604.90	am	604.90	am	604.90	(P-3349; A-12531)
604.95	am	604.95	am	604.95	(P-3349; A-12531)
605.00	am	605.00	am	605.00	(P-3349; A-12531)
605.05	am	605.05	am	605.05	(P-3349; A-12531)
605.10	am	605.10	am	605.10	(P-3349; A-12531)
605.15	am	605.15	am	605.15	(P-3349; A-12531)
605.20	am	605.20	am	605.20	(P-3349; A-12531)
605.25	am	605.25	am	605.25	(P-3349; A-12531)
605.30	am	605.30	am	605.30	(P-3349; A-12531)
605.35	am	605.35	am	605.35	(P-3349; A-12531)
605.40	am	605.40	am	605.40	(P-3349; A-12531)
605.45	am	605.45	am	605.45	(P-3349; A-12531)
605.50	am	605.50	am	605.50	(P-3349; A-12531)
605.55	am	605.55	am	605.55	(P-3349; A-12531)
605.60	am	605.60	am	605.60	(P-3349; A-12531)
605.65	am	605.65	am	605.65	(P-3349; A-12531)
605.70	am	605.70	am	605.70	(P-3349; A-12531)
605.75	am	605.75	am	605.75	(P-3349; A-12531)
605.80	am	605.80	am	605.80	(P-3349; A-12531)
605.85	am	605.85	am	605.85	(P-3349; A-12531)
605.90	am	605.90	am	605.90	(P-3349; A-12531)
605.95	am	605.95	am	605.95	(P-3349; A-12531)
606.00	am	606.00	am	606.00	(P-3349; A-12531)
606.05	am	606.05	am	606.05	(P-3349; A-12531)
606.10	am	606.10	am	606.10	(P-3349; A-12531)
606.15	am	606.15	am	606.15	(P-3349; A-12531)
606.20	am	606.20	am	606.20	(P-3349; A-12531)
606.25	am	606.25	am	606.25	(P-3349; A-12531)
606.30	am	606.30	am	606.30	(P-3349; A-12531)
606.35	am	606.35	am	606.35	(P-3349; A-12531)
606.40	am	606.40	am	606.40	(P

[illegible]

TITLE 17 (CONT'D)		TITLE 20		TITLE 23 (CONT'D)		TITLE 24		TITLE 25		TITLE 26		TITLE 27		TITLE 28		TITLE 29		TITLE 30		TITLE 31		TITLE 32		TITLE 33		TITLE 34		TITLE 35		TITLE 36		TITLE 37		TITLE 38		TITLE 39		TITLE 40		TITLE 41		TITLE 42		TITLE 43		TITLE 44		TITLE 45		TITLE 46		TITLE 47		TITLE 48		TITLE 49		TITLE 50		TITLE 51		TITLE 52		TITLE 53		TITLE 54		TITLE 55		TITLE 56		TITLE 57		TITLE 58		TITLE 59		TITLE 60		TITLE 61		TITLE 62		TITLE 63		TITLE 64		TITLE 65		TITLE 66		TITLE 67		TITLE 68		TITLE 69		TITLE 70		TITLE 71		TITLE 72		TITLE 73		TITLE 74		TITLE 75		TITLE 76		TITLE 77		TITLE 78		TITLE 79		TITLE 80		TITLE 81		TITLE 82		TITLE 83		TITLE 84		TITLE 85		TITLE 86		TITLE 87		TITLE 88		TITLE 89		TITLE 90		TITLE 91		TITLE 92		TITLE 93		TITLE 94		TITLE 95		TITLE 96		TITLE 97		TITLE 98		TITLE 99		TITLE 100		TITLE 101		TITLE 102		TITLE 103		TITLE 104		TITLE 105		TITLE 106		TITLE 107		TITLE 108		TITLE 109		TITLE 110		TITLE 111		TITLE 112		TITLE 113		TITLE 114		TITLE 115		TITLE 116		TITLE 117		TITLE 118		TITLE 119		TITLE 120		TITLE 121		TITLE 122		TITLE 123		TITLE 124		TITLE 125		TITLE 126		TITLE 127		TITLE 128		TITLE 129		TITLE 130		TITLE 131		TITLE 132		TITLE 133		TITLE 134		TITLE 135		TITLE 136		TITLE 137		TITLE 138		TITLE 139		TITLE 140		TITLE 141		TITLE 142		TITLE 143		TITLE 144		TITLE 145		TITLE 146		TITLE 147		TITLE 148		TITLE 149		TITLE 150		TITLE 151		TITLE 152		TITLE 153		TITLE 154		TITLE 155		TITLE 156		TITLE 157		TITLE 158		TITLE 159		TITLE 160		TITLE 161		TITLE 162		TITLE 163		TITLE 164		TITLE 165		TITLE 166		TITLE 167		TITLE 168		TITLE 169		TITLE 170		TITLE 171		TITLE 172		TITLE 173		TITLE 174		TITLE 175		TITLE 176		TITLE 177		TITLE 178		TITLE 179		TITLE 180		TITLE 181		TITLE 182		TITLE 183		TITLE 184		TITLE 185		TITLE 186		TITLE 187		TITLE 188		TITLE 189		TITLE 190		TITLE 191		TITLE 192		TITLE 193		TITLE 194		TITLE 195		TITLE 196		TITLE 197		TITLE 198		TITLE 199		TITLE 200		TITLE 201		TITLE 202		TITLE 203		TITLE 204		TITLE 205		TITLE 206		TITLE 207		TITLE 208		TITLE 209		TITLE 210		TITLE 211		TITLE 212		TITLE 213		TITLE 214		TITLE 215		TITLE 216		TITLE 217		TITLE 218		TITLE 219		TITLE 220		TITLE 221		TITLE 222		TITLE 223		TITLE 224		TITLE 225		TITLE 226		TITLE 227		TITLE 228		TITLE 229		TITLE 230		TITLE 231		TITLE 232		TITLE 233		TITLE 234		TITLE 235		TITLE 236		TITLE 237		TITLE 238		TITLE 239		TITLE 240		TITLE 241		TITLE 242		TITLE 243		TITLE 244		TITLE 245		TITLE 246		TITLE 247		TITLE 248		TITLE 249		TITLE 250		TITLE 251		TITLE 252		TITLE 253		TITLE 254		TITLE 255		TITLE 256		TITLE 257		TITLE 258		TITLE 259		TITLE 260		TITLE 261		TITLE 262		TITLE 263		TITLE 264		TITLE 265		TITLE 266		TITLE 267		TITLE 268		TITLE 269		TITLE 270		TITLE 271		TITLE 272		TITLE 273		TITLE 274		TITLE 275		TITLE 276		TITLE 277		TITLE 278		TITLE 279		TITLE 280		TITLE 281		TITLE 282		TITLE 283		TITLE 284		TITLE 285		TITLE 286		TITLE 287		TITLE 288		TITLE 289		TITLE 290		TITLE 291		TITLE 292		TITLE 293		TITLE 294		TITLE 295		TITLE 296		TITLE 297		TITLE 298		TITLE 299		TITLE 300		TITLE 301		TITLE 302		TITLE 303		TITLE 304		TITLE 305		TITLE 306		TITLE 307		TITLE 308		TITLE 309		TITLE 310		TITLE 311		TITLE 312		TITLE 313		TITLE 314		TITLE 315		TITLE 316		TITLE 317		TITLE 318		TITLE 319		TITLE 320		TITLE 321		TITLE 322		TITLE 323		TITLE 324		TITLE 325		TITLE 326		TITLE 327		TITLE 328		TITLE 329		TITLE 330		TITLE 331		TITLE 332		TITLE 333		TITLE 334		TITLE 335		TITLE 336		TITLE 337		TITLE 338		TITLE 339		TITLE 340		TITLE 341		TITLE 342		TITLE 343		TITLE 344		TITLE 345		TITLE 346		TITLE 347		TITLE 348		TITLE 349		TITLE 350		TITLE 351		TITLE 352		TITLE 353		TITLE 354		TITLE 355		TITLE 356		TITLE 357		TITLE 358		TITLE 359		TITLE 360		TITLE 361		TITLE 362		TITLE 363		TITLE 364		TITLE 365		TITLE 366		TITLE 367		TITLE 368		TITLE 369		TITLE 370		TITLE 371		TITLE 372		TITLE 373		TITLE 374		TITLE 375		TITLE 376		TITLE 377		TITLE 378		TITLE 379		TITLE 380		TITLE 381		TITLE 382		TITLE 383		TITLE 384		TITLE 385		TITLE 386		TITLE 387		TITLE 388		TITLE 389		TITLE 390		TITLE 391		TITLE 392		TITLE 393		TITLE 394		TITLE 395		TITLE 396		TITLE 397		TITLE 398		TITLE 399		TITLE 400		TITLE 401		TITLE 402		TITLE 403		TITLE 404		TITLE 405		TITLE 406		TITLE 407		TITLE 408		TITLE 409		TITLE 410		TITLE 411		TITLE 412		TITLE 413		TITLE 414		TITLE 415		TITLE 416		TITLE 417		TITLE 418		TITLE 419		TITLE 420		TITLE 421		TITLE 422		TITLE 423		TITLE 424		TITLE 425		TITLE 426		TITLE 427		TITLE 428		TITLE 429		TITLE 430		TITLE 431		TITLE 432		TITLE 433		TITLE 434		TITLE 435		TITLE 436		TITLE 437		TITLE 438		TITLE 439		TITLE 440		TITLE 441		TITLE 442		TITLE 443		TITLE 444		TITLE 445		TITLE 446		TITLE 447		TITLE 448		TITLE 449		TITLE 450		TITLE 451		TITLE 452		TITLE 453		TITLE 454		TITLE 455		TITLE 456		TITLE 457		TITLE 458		TITLE 459		TITLE 460		TITLE 461		TITLE 462		TITLE 463		TITLE 464		TITLE 465		TITLE 466		TITLE 467		TITLE 468		TITLE 469		TITLE 470		TITLE 471		TITLE 472		TITLE 473		TITLE 474		TITLE 475		TITLE 476		TITLE 477		TITLE 478		TITLE 479		TITLE 480		TITLE 481		TITLE 482		TITLE 483		TITLE 484		TITLE 485		TITLE 486		TITLE 487		TITLE 488		TITLE 489		TITLE 490		TITLE 491		TITLE 492		TITLE 493		TITLE 494		TITLE 495		TITLE 496		TITLE 497		TITLE 498		TITLE 499		TITLE 500	
1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.20	(P-11052)	1070.2																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																											

TITLE 23 (CONT'D)		TITLE 26		TITLE 32		TITLE 33	
451.270	n	(P-9133/89; RC-4747; A-7518)	1036.30	(P-16234/89; A-5118)	n	(P-16234/89; A-5118)	2760.40
451.270	r	(P-9082/89; A-7593)	1036.40	(P-16234/89; A-5118)	n	(P-16234/89; A-5118)	2761.10
451.280	n	(P-9133/89; RC-4747; A-7518)	1036.50	(P-16234/89; A-5118)	n	(P-16234/89; A-5118)	2761.20
451.290	n	(P-9133/89; RC-4747; A-7518)	1036.60	(P-16234/89; A-5118)	n	(P-16234/89; A-5118)	2761.30
451.300	n	(P-9133/89; RC-4747; A-7518)	1036.70	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2761.40
451.310	r	(P-9082/89; A-7593)	1037.10	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2761.50
451.320	r	(P-9082/89; A-7593)	1037.20	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2761.60
451.330	r	(P-9082/89; A-7593)	1037.30	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2761.70
451.340	r	(P-9082/89; A-7593)	1037.40	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2761.80
451.350	r	(P-9082/89; A-7593)	1037.50	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2761.90
451.360	r	(P-9082/89; A-7593)	1037.60	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2762.00
451.370	r	(P-9082/89; A-7593)	1501.111	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2762.10
451.380	r	(P-9082/89; A-7593)	1501.302	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2762.20
451.390	r	(P-9082/89; A-7593)	1501.303	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2762.30
451.400	n	(P-9133/89; RC-4747; A-7518)	1501.308	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2762.40
451.410	r	(P-9082/89; A-7593)	1501.406	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2762.50
451.420	r	(P-9133/89; RC-4747; A-7518)	1501.501	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2762.60
451.430	r	(P-9082/89; A-7593)	1501.503	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2762.70
451.440	r	(P-9082/89; A-7593)	1501.508	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2762.80
451.450	r	(P-9082/89; A-7593)	1501.509	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2762.90
451.460	r	(P-9082/89; A-7593)	1501.510	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2763.00
451.470	r	(P-9082/89; A-7593)	1501.515	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2763.10
451.480	r	(P-9082/89; A-7593)	1501.516	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2763.20
451.490	r	(P-9082/89; A-7593)	1501.517	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2763.30
451.500	r	(P-9082/89; A-7593)	1501.602	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2763.40
451.510	n	(P-9133/89; RC-4747; A-7518)	1501.603	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2763.50
451.520	n	(P-9133/89; RC-4747; A-7518)	1501.604	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2763.60
451.530	n	(P-9133/89; RC-4747; A-7518)	1501.605	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2763.70
451.540	n	(P-9133/89; RC-4747; A-7518)	1501.608	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2763.80
451.550	n	(P-9133/89; RC-4747; A-7518)	1501.610	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2763.90
451.555	n	(P-9133/89; RC-4747; A-7518)	2400.10	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2764.00
451.560	n	(P-9133/89; RC-4747; A-7518)	2400.20	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2764.10
451.570	n	(P-9133/89; RC-4747; A-7518)	2400.30	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2764.20
451.580	n	(P-9133/89; RC-4747; A-7518)	2400.40	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2764.30
451.590	n	(P-9133/89; RC-4747; A-7518)	2700.20	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2764.40
500.10	am	(P-8307)	2700.30	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2764.50
500.20	am	(P-8307)	2700.40	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2764.60
500.80	am	(P-8307)	2700.50	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2764.70
500.90	am	(P-8307)	2700.70	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2764.80
1000.10	am	(P-14531/89; A-2030)	2720.10	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2764.90
1000.30	am	(P-14531/89; A-2030)	2720.20	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2765.00
1000.40	am	(P-14531/89; A-2030)	2720.30	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2765.10
1000.60	am	(P-14531/89; A-2030)	2720.40	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2765.20
1010.25	n	(E-20390/89; O-3275; R-4271; A-7497)	2720.50	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2765.30
1010.30	am	(E-20390/89; O-3275; R-4271; A-7497)	2720.70	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2765.40
1010.40	r	(E-20390/89; O-3275; R-4271; A-7497)	2720.120	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2765.50
1020.10	am	(P-14521/89; A-2020)	2730.10	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2765.60
1020.30	am	(P-14521/89; A-2020)	2731.10	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2765.70
1020.40	am	(P-14521/89; A-2020)	2731.20	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2765.80
1020.50	am	(P-14521/89; A-2020)	2731.30	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2765.90
1020.60	am	(P-14521/89; A-2020)	2732.10	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2766.00
1020.80	am	(P-14521/89; A-2020)	2732.20	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2766.10
1025.20	am	(P-14521/89; A-2020)	2733.20	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2766.20
1025.50	am	(P-14521/89; A-2020)	2733.30	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2766.30
1036.10	am	(P-16234/89; A-5118)	2735.20	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2766.40
1036.20	n	(P-16234/89; A-5118)	2735.70	(P-16227/89; A-4508)	n	(P-16227/89; A-4508)	2766.50

VOL. 14, ISSUE #33

TITLE 35 (CONTD.)

232.500	n	(P-8905)	302.601	n	(P-14172/89; O-2120; R-2960; A-2899)		
232.510	n	(P-8905)	302.603	n	(P-14172/89; O-2120; R-2960; A-2899)		
232.Ap.A	n	(P-8905)	302.604	n	(P-14172/89; O-2120; R-2960; A-2899)		
232.Ap.B	n	(P-8905)	302.606	n	(P-14172/89; O-2120; R-2960; A-2899)		
232.Ap.C	n	(P-6977)	302.612	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.100	n	(P-6977)	302.615	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.101	n	(P-6977)	302.618	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.102	n	(P-6977)	302.621	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.103	n	(P-6977)	302.627	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.104	n	(P-6977)	302.630	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.120	n	(P-6977)	302.633	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.140	n	(P-6977)	302.642	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.141	n	(P-6977)	302.645	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.142	n	(P-6977)	302.648	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.143	n	(P-6977)	302.651	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.144	n	(P-6977)	302.654	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.145	n	(P-6977)	302.657	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.160	n	(P-6977)	302.658	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.161	n	(P-6977)	302.660	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.162	n	(P-6977)	302.663	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.163	n	(P-6977)	302.666	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.164	n	(P-6977)	302.669	n	(P-14172/89; O-2120; R-2960; A-2899)		
241.165	n	(P-6977)	303.430	n	(P-17661/89; A-9460)		
241.180	n	(P-6977)	303.431	n	(P-9784)		
241.220	n	(P-6977)	304.123	am	(P-9204/89; A-6777)		
241.221	n	(P-6977)	304.211	n	(P-2999) (P-9700)		
241.223	n	(P-6977)	304.218	n	(P-11093)		
241.224	n	(P-6977)	304.221	n	(P-17633/89; A-9437)		
241.225	n	(P-6977)	304.222	am	(P-20230/89; A-12538)		
241.226	n	(P-6977)	305.102	am	(P-14159/89; A-2888)		
241.227	n	(P-6977)	306.503	n	(P-13173/89; A-9449)		
241.228	n	(P-6977)	307.1102	am	(P-7530/89; A-3100)		
241.229	n	(P-6977)	307.2490	am	(P-20257/89; A-7620)		
241.230	n	(P-6977)	307.2491	am	(P-20257/89; A-7620)		
241.231	n	(P-6977)	307.8103	am	(P-20257/89; A-7620)		
241.232	n	(P-6977)	307.8109	am	(P-20257/89; A-7620)		
241.233	n	(P-6977)	309.103	am	(P-14164/89; A-2892)		
241.250	n	(P-6977)	310.107	am	(P-20240/89; A-7608)		
241.251	n	(P-6977)	310.110	am	(P-20240/89; A-7608)		
241.252	n	(P-6977)	366.101	n	(P-19850/89; A-8121)		
241.253	n	(P-6977)	366.102	n	(P-19850/89; A-8121)		
241.254	n	(P-6977)	366.103	n	(P-19850/89; A-8121)		
241.255	n	(P-6977)					
241.256	n	(P-6977)					
241.257	n	(P-6977)					
241.258	n	(P-6977)					
241.259	n	(P-6977)					
241.270	n	(P-6977)					
241.Ap.A	n	(P-6977)					
Tb.I	n	(P-6977)					
301.106	n	(P-14152/89; A-2879)					
301.107	n	(P-14152/89; A-2879)					
301.108	n	(P-14152/89; A-2879)					
302.100	n	(P-14172/89; A-2899)					
302.101	am	(P-14172/89; A-2899)					
302.102	am	(P-14172/89; A-2899)					
302.103	am	(P-14172/89; A-2899)					
302.203	am	(P-14172/89; A-2899)					
302.208	am	(P-20273/89; A-11974)					
302.210	am	(P-14172/89; A-2899)					
302.211	am	(P-20273/89; A-11974)					
302.304	am	(P-20273/89; A-11974)					

VOL. 14, ISSUE #33		ILLINOIS REGISTER		SECTIONS AFFECTED INDEX		AUGUST 17, 1999	
TITLE 35 (CONT'D)							
366.104	n	(P-19850/89; A-8121)	691.306	n	(P-15164/89; A-2045)		
366.105	n	(P-19850/89; A-8121)	691.Ap.A	am	(P-15164/89; A-2045)		
366.106	n	(P-19850/89; A-8121)	702.122	am	(P-120; A-6273)		
366.201	n	(P-19850/89; A-8121)	702.160	am	(P-17651/89; A-3089)		
366.202	n	(P-19850/89; A-8121)	702.181	am	(P-17651/89; A-3089)		
366.203	n	(P-19850/89; A-8121)	702.182	am	(P-17651/89; A-3089)		
366.204	n	(P-19850/89; A-8121)	702.183	am	(P-17651/89; A-3089)		
366.205	n	(P-19850/89; A-8121)	702.184	am	(P-17651/89; A-3089)		
366.206	n	(P-19850/89; A-8121)	702.185	am	(P-17651/89; A-3089)		
366.301	n	(P-19850/89; A-8121)	702.187	am	(P-17651/89; A-3089)		
366.302	n	(P-19850/89; A-8121)	703.121	am	(P-125; A-6278)		
366.303	n	(P-19850/89; A-8121)	703.155	am	(P-125; A-6278)		
366.304	n	(P-19850/89; A-8121)	703.157	am	(P-125; A-6278)		
366.305	n	(P-19850/89; A-8121)	703.183	am	(P-125; A-6278)		
366.306	n	(P-19850/89; A-8121)	703.225	am	(P-125; A-6278)		
366.307	n	(P-19850/89; A-8121)	703.240	am	(P-125; A-6278)		
366.401	n	(P-19850/89; A-8121)	703.Ap.A	am	(P-125; A-6278) (P-6619)		
366.402	n	(P-19850/89; A-8121)	704.161	am	(P-18125/89; A-3116)		
366.403	n	(P-19850/89; A-8121)	704.181	am	(P-18125/89; A-3116)		
366.404	n	(P-19850/89; A-8121)	704.261	n	(P-18125/89; A-3116)		
366.405	n	(P-19850/89; A-8121)	704.262	n	(P-18125/89; A-3116)		
366.501	n	(P-19850/89; A-8121)	704.263	n	(P-18125/89; A-3116)		
366.502	n	(P-19850/89; A-8121)	704.264	n	(P-18125/89; A-3116)		
366.503	n	(P-19850/89; A-8121)	705.128	am	(P-17644/89; A-3082)		
366.504	n	(P-19850/89; A-8121)	705.163	am	(P-17644/89; A-3082)		
366.505	n	(P-19850/89; A-8121)	720.111	am	(P-9706)		
366.506	n	(P-19850/89; A-8121)	720.111	am	(P-72; A-6225) (P-17638/89; A-3075) (P-3006) (P-9706)		
366.601	n	(P-19850/89; A-8121)	720.122	am	(P-72; A-6225)		
366.Ap.A	n	(P-19850/89; A-8121)	721.103	am	(P-6528)		
366.Ap.B	n	(P-19850/89; A-8121)	721.108	am	(P-6528) (P-9729)		
366.Ap.C	n	(P-19850/89; A-8121)	721.108	n	(P-9729)		
366.Ap.D	n	(P-19850/89; A-8121)	721.124	am	(P-9729)		
601.105	am	(P-262/89; A-1379)	721.130	am	(P-9729)		
604.203	am	(P-255/89; A-689)	721.131	am	(P-6528) (P-9729)		
605.104	am	(P-269/89; A-695)	721.132	am	(P-6528)		
661.302	am	(P-1738/89; A-2055)	721.132	am	(P-9729)		
690.101	n	(P-15174/89; A-2070)	721.Ap.B	am	(P-9729)		
690.102	n	(P-15174/89; A-2070)	721.Ap.C	am	(P-6528) (P-9729)		
690.103	n	(P-15174/89; A-2070)	721.Ap.G	am	(P-6528)		
690.104	n	(P-15174/89; A-2070)	721.Ap.H	am	(P-6528)		
690.105	n	(P-15174/89; A-2070)	722.123	am	(P-9768)		
690.201	n	(P-15174/89; A-2070)	724.113	am	(P-6638)		
690.202	n	(P-15174/89; A-2070)	724.212	am	(P-6638)		
690.203	n	(P-15174/89; A-2070)	724.213	am	(P-6638)		
690.204	n	(P-15174/89; A-2070)	724.242	am	(P-6638)		
690.205	n	(P-15174/89; A-2070)	724.401	am	(P-9773)		
690.301	n	(P-15174/89; A-2070)	725.113	am	(P-6574)		
690.302	n	(P-15174/89; A-2070)	725.212	am	(P-6574)		
691.101	n	(P-15164/89; A-2045)	725.213	am	(P-6574)		
691.102	n	(P-15164/89; A-2045)	725.242	am	(P-6574)		
691.103	n	(P-15164/89; A-2045)	725.321	am	(P-9754)		
691.104	n	(P-15164/89; A-2045)	725.373	am	(P-9754)		
691.105	n	(P-15164/89; A-2045)	726.120	am	(P-6660)		
691.106	n	(P-15164/89; A-2045)	728.101	am	(P-6597)		
691.107	n	(P-15164/89; A-2045)	728.105	am	(P-6597)		
691.108	n	(P-15164/89; A-2045)	728.106	am	(P-6597)		
691.202	n	(P-15164/89; A-2045)	728.107	am	(P-6597)		
691.203	n	(P-15164/89; A-2045)	728.108	am	(P-6597)		
691.301	n	(P-15164/89; A-2045)	728.132	am	(P-6597)		
691.302	n	(P-15164/89; A-2045)	728.133	am	(P-6597)		
691.303	n	(P-15164/89; A-2045)	728.134	n	(P-79; A-6232)		
691.304	n	(P-15164/89; A-2045)	728.142	am	(P-79; A-6232)		
691.305	n	(P-15164/89; A-2045)	728.143	am	(P-79; A-6232)		

TITLE 35 (CONT'D)		TITLE 35 (CONT'D)	
728.150	am	811.110	(P-3923)
728.Ap-A	am	811.111	(P-3923)
728.Ap-B	am	811.112	(P-3923)
728.Tb-A	am	811.201	(P-3923)
728.Tb-B	am	811.202	(P-3923)
730.101	am	811.203	(P-3923)
730.102	am	811.204	(P-3923)
730.103	am	811.205	(P-3923)
730.104	am	811.206	(P-3923)
730.105	am	811.207	(P-3923)
730.106	am	811.208	(P-3923)
730.107	am	811.209	(P-3923)
730.108	am	811.210	(P-3923)
730.109	am	811.211	(P-3923)
730.110	am	811.212	(P-3923)
730.111	am	811.213	(P-3923)
730.112	am	811.214	(P-3923)
730.113	am	811.215	(P-3923)
730.114	am	811.216	(P-3923)
730.115	am	811.217	(P-3923)
730.116	am	811.218	(P-3923)
730.117	am	811.219	(P-3923)
730.118	am	811.220	(P-3923)
730.119	am	811.221	(P-3923)
730.120	am	811.222	(P-3923)
730.121	am	811.223	(P-3923)
730.122	am	811.224	(P-3923)
730.123	am	811.225	(P-3923)
730.124	am	811.226	(P-3923)
730.125	am	811.227	(P-3923)
730.126	am	811.228	(P-3923)
730.127	am	811.229	(P-3923)
730.128	am	811.230	(P-3923)
730.129	am	811.231	(P-3923)
730.130	am	811.232	(P-3923)
730.131	am	811.233	(P-3923)
730.132	am	811.234	(P-3923)
730.133	am	811.235	(P-3923)
730.134	am	811.236	(P-3923)
730.135	am	811.237	(P-3923)
730.136	am	811.238	(P-3923)
730.137	am	811.239	(P-3923)
730.138	am	811.240	(P-3923)
730.139	am	811.241	(P-3923)
730.140	am	811.242	(P-3923)
730.141	am	811.243	(P-3923)
730.142	am	811.244	(P-3923)
730.143	am	811.245	(P-3923)
730.144	am	811.246	(P-3923)
730.145	am	811.247	(P-3923)
730.146	am	811.248	(P-3923)
730.147	am	811.249	(P-3923)
730.148	am	811.250	(P-3923)
730.149	am	811.251	(P-3923)
730.150	am	811.252	(P-3923)
730.151	am	811.253	(P-3923)
730.152	am	811.254	(P-3923)
730.153	am	811.255	(P-3923)
730.154	am	811.256	(P-3923)
730.155	am	811.257	(P-3923)
730.156	am	811.258	(P-3923)
730.157	am	811.259	(P-3923)
730.158	am	811.260	(P-3923)
730.159	am	811.261	(P-3923)
730.160	am	811.262	(P-3923)
730.161	am	811.263	(P-3923)
730.162	am	811.264	(P-3923)
730.163	am	811.265	(P-3923)
730.164	am	811.266	(P-3923)
730.165	am	811.267	(P-3923)
730.166	am	811.268	(P-3923)
730.167	am	811.269	(P-3923)
730.168	am	811.270	(P-3923)
730.169	am	811.271	(P-3923)
730.170	am	811.272	(P-3923)
730.171	am	811.273	(P-3923)
730.172	am	811.274	(P-3923)
730.173	am	811.275	(P-392

VOL. 14, ISSUE #33			ILLINOIS REGISTER			SECTIONS AFFECTED INDEX			AUGUST 17, 1990		
TITLE 35 (CONT'D)			TITLE 41 (CONT'D)			TITLE 44			TITLE 47		
848.606	(P-7763)	n	250.280	(P-5322)	n	5010.110	am	5010.110	110.10	am	350.101
848.Ap.A	(P-7763)	n	250.290	(P-5322)	n	5010.610	am	5010.610	110.30	am	350.102
.II.A	(P-7763)	n	250.301	(P-5322)	n	5010.660	am	5010.660	110.40	am	350.103
.II.B	(P-7763)	n	250.310	(P-5322)	n	5010.670	am	5010.670	110.50	am	350.104
.II.C	(P-7763)	n	250.315	(P-5322)	n	5010.710	am	5010.710	110.60	am	350.104
.II.D	(P-7763)	n	250.320	(P-5322)	n	5010.720	am	5010.720	110.70	am	350.104
.II.E	(P-7763)	n	250.330	(P-5322)	n	5010.730	am	5010.730	110.80	am	350.104
858.201	(P-7763)	n	250.340	(P-5322)	n	5010.740	am	5010.740	110.90	am	350.104
858.202	(P-7763)	n	250.341	(P-5322)	n	5010.1140	am	5010.1140	110.91	am	350.104
858.401	(P-8444)	n	250.343	(P-5322)	n	5030.110	am	5030.110	110.92	am	350.104
860.210	(P-8444)	n	250.344	(P-5322)	n	5030.120	am	5030.120	110.93	am	350.104
860.210	(P-16252/89; A-5776)	n	250.345	(P-5322)	n	5030.130	am	5030.130	110.94	am	350.104
861.100	(P-8822)	n	250.345	(P-5322)	n				110.95	am	350.104
861.110	(P-8822)	n	250.356	(P-5322)	n				110.96	am	350.104
861.120	(P-8822)	n	250.358	(P-5322)	n				110.97	am	350.104
861.200	(P-8822)	n	250.360	(P-5322)	n				110.98	am	350.104
861.210	(P-8822)	n	250.370	(P-5322)	n				110.99	am	350.104
870.101	(P-8809)	n	250.380	(P-5322)	n				110.99	am	350.104
870.102	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
870.202	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
870.204	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
870.208	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
870.210	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
870.211	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
870.212	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
870.301	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
870.302	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
870.303	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
870.305	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
870.307	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
870.309	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
870.310	(P-8809)	n	250.390	(P-5322)	n				110.99	am	350.104
871.101	(P-8429)	n	251.10	(P-5322)	n				110.99	am	350.104
871.102	(P-8429)	n	251.10	(P-5322)	n				110.99	am	350.104
871.201	(P-8429)	n	251.20	(P-5322)	n				110.99	am	350.104
871.301	(P-8429)	n	251.30	(P-5322)	n				110.99	am	350.104
871.303	(P-8429)	n	251.40	(P-5322)	n				110.99	am	350.104
871.305	(P-8429)	n	251.50	(P-5322)	n				110.99	am	350.104
871.402	(P-8429)	n	251.60	(P-5322)	n				110.99	am	350.104
871.503	(P-8429)	n	251.70	(P-5322)	n				110.99	am	350.104
TITLE 38			TITLE 41			TITLE 44			TITLE 47		
195.100	(P-1558; A-9110)	n	5010.110	(P-8271)	am	5010.110	am	5010.110	110.10	am	350.101
195.120	(P-1558; A-9110)	n	5010.610	(P-8271)	am	5010.610	am	5010.610	110.30	am	350.102
195.140	(P-1558; A-9110)	n	5010.660	(P-8271)	am	5010.660	am	5010.660	110.40	am	350.103
195.160	(P-1558; A-9110)	n	5010.670	(P-8271)	am	5010.670	am	5010.670	110.50	am	350.103
195.180	(P-1558; A-9110)	n	5010.710	(P-8271)	am	5010.710	am	5010.710	110.60	am	350.103
195.200	(P-1558; A-9110)	n	5010.720	(P-8271)	am	5010.720	am	5010.720	110.70	am	350.104
356.10	(P-3303; A-11183)	am	5010.730	(P-8271)	am	5010.730	am	5010.730	110.80	am	350.104
356.20	(P-3303; A-11183)	am	5010.740	(P-8271)	am	5010.740	am	5010.740	110.90	am	350.104
356.30	(P-3303; A-11183)	am	5010.1140	(P-8271)	am	5010.1140	am	5010.1140	110.91	am	350.104
356.40	(P-3303; A-11183)	am	5030.110	(P-8271)	am	5030.110	am	5030.110	110.92	am	350.104
395.10	(P-2981)	n	5030.120	(P-10983)	am	5030.120	am	5030.120	110.93	am	350.104
395.20	(P-2981)	n	5030.130	(P-10983)	am	5030.130	am	5030.130	110.94	am	350.104
395.30	(P-2981)	n							110.95	am	350.104
396.10	(P-2985)	n							110.96	am	350.104
396.20	(P-2985)	n							110.97	am	350.104
396.30	(P-2985)	n							110.98	am	350.104
TITLE 41			TITLE 41			TITLE 44			TITLE 47		
100.	(RC-3277)	am	5010.110	(P-10985)	am	5010.110	am	5010.110	110.10	am	350.101
140.2	(P-4781)	am	5010.610	(P-10985)	am	5010.610	am	5010.610	110.30	am	350.102
140.8	(P-4781)	am	5010.660	(P-10985)	am	5010.660	am	5010.660	110.40	am	350.103
140.12	(P-4781)	am	5010.670	(P-10985)	am	5010.670	am	5010.670	110.50	am	350.103
140.13	(P-4781)	am	5010.710	(P-10985)	am	5010.710	am	5010.710	110.60	am	350.103

VOL. 14, ISSUE #33

ILLINOIS REGISTER

SECTIONS AFFECTED INDEX

AUGUST 17, 1990

TITLE 47, (CONT'D.)

360.601	n	(P-1726; A-9117) (E-2094)	909.110	#	(P-2744)
360.602	n	(P-1726; A-9117) (E-2094)	909.120	#	(P-2744)
360.603	n	(P-1726; A-9117) (E-2094)	930.30	am	(P-2754)
360.604	n	(P-1726; A-9117) (E-2094)	930.40	am	(P-2754)
360.605	n	(P-1726; A-9117) (E-2094)	930.60	#	(P-2754)
360.606	n	(P-1726; A-9117) (E-2094)	930.60	n	(P-2754)
360.607	n	(P-1726; A-9117) (E-2094)	930.70	#	(P-2754)
360.701	n	(P-1726; A-9117) (E-2094)	930.80	#	(P-2754)
360.802	n	(P-1726; A-9117) (E-2094)	930.90	#	(P-2754)
360.803	n	(P-1726; A-9117) (E-2094)	938.10	am	(P-17592/89; A-3489)
360.804	n	(P-1726; A-9117) (E-2094)	938.20	am	(P-17592/89; A-3489)
360.901	n	(P-1726; A-9117) (E-2094)	938.30	am	(P-17592/89; A-3489)
360.902	n	(P-1726; A-9117) (E-2094)	938.40	r	(P-17592/89; A-3489)
360.903	n	(P-1726; A-9117) (E-2094)	938.45	n	(P-17592/89; A-3489)
360.904	n	(P-1726; A-9117) (E-2094)	938.50	r	(P-17592/89; A-3489)
360.905	n	(P-1726; A-9117) (E-2094)	938.60	r	(P-17592/89; A-3489)
360.906	n	(P-1726; A-9117) (E-2094)	938.Ex.A	r	(P-17592/89; A-3489)
360.907	n	(P-1726; A-9117) (E-2094)	938.Ex.B	r	(P-17592/89; A-3489)
360.1001	n	(P-1726; A-9117) (E-2094)	1405.40	am	(P-17592/89; A-3489)
360.1101	n	(P-1726; A-9117) (E-2094)	1405.50	am	(P-17604/89; W-4971)
360.1102	n	(P-1726; A-9117) (E-2094)	2008.30	am	(P-11071)
400.102	n	(P-4451) (E-4720)	2008.30	am	(P-10247)
400.103	n	(P-4451) (E-4720)	2008.61	n	(P-10247)
400.104	n	(P-4451) (E-4720)	2008.70	am	(P-10247)
400.105	n	(P-4451) (E-4720)	2008.80	am	(P-10247)
400.106	n	(P-4451) (E-4720)	2008.82	am	(P-10247)
400.107	n	(P-4451) (E-4720)	2008.82	n	(P-10247)
400.108	n	(P-4451) (E-4720)	2008.90	am	(P-17615/89; W-2410)
400.109	n	(P-4451) (E-4720)	2008.100	am	(P-10247)
400.110	n	(P-4451) (E-4720)	2008.101	n	(P-10247)
400.111	n	(P-4451) (E-4720)	2008.102	n	(P-10247)
400.112	n	(P-4451) (E-4720)	2008.103	n	(P-10247)
400.113	n	(P-4451) (E-4720)	2008.104	n	(P-10247)
400.114	n	(P-4451) (E-4720)	2008.104	r	(P-10247)
400.115	n	(P-4451) (E-4720)	2008.120	r	(P-10247)
400.116	n	(P-4451) (E-4720)	2008.Ap.A	am	(P-17615/89; W-2410)
400.117	n	(P-4451) (E-4720)	2008.Ap.B	am	(P-10247)
400.118	n	(P-4451) (E-4720)	2008.Ap.C	am	(P-10247)
410.101	n	(P-4449) (E-4712)	2008.Ap.D	am	(P-10247)
410.102	n	(P-4449) (E-4712)	2008.Ap.E	am	(P-10247)
410.103	n	(P-4449) (E-4712)	2008.Ap.F	r	(P-10247)
410.104	n	(P-4449) (E-4712)	2008.Ap.G	r	(P-10247)
410.105	n	(P-4449) (E-4712)	2010.10	n	(P-8828)
410.106	n	(P-4449) (E-4712)	2010.20	n	(P-8828)
410.107	n	(P-4449) (E-4712)	2010.30	n	(P-8828)
410.108	n	(P-4449) (E-4712)	2010.40	n	(P-8828)
410.109	n	(P-4449) (E-4712)	2010.50	n	(P-8828)
420.101	n	(P-4453) (E-4734)	2010.60	n	(P-8828)
420.102	n	(P-4453) (E-4734)	2010.70	n	(P-8828)
420.103	n	(P-4453) (E-4734)	2010.80	n	(P-8828)
420.104	n	(P-4453) (E-4734)	2010.90	n	(P-8828)
420.105	n	(P-4453) (E-4734)	2010.100	n	(P-8828)
420.106	n	(P-4453) (E-4734)	2010.110	n	(P-8828)
420.107	n	(P-4453) (E-4734)	2010.120	n	(P-8828)
420.108	n	(P-4453) (E-4734)	2010.130	n	(P-8828)
420.109	n	(P-4453) (E-4734)	2010.140	n	(P-8828)
			2010.150	n	(P-8828)
			2010.160	n	(P-8828)
			2010.170	n	(P-8828)
			2010.Ap.A	n	(P-8828)
			II.A	n	(P-8828)
			II.B	n	(P-8828)
			II.C	n	(P-8828)

TITLE 50

754.Ex.B	am	(P-19013/89; A-5793)
907.30	am	(P-8451)
909.20	am	(P-2744)
909.50	am	(P-2744)
909.100	#	(P-2744)
909.100	n	(P-2744)

VOL. 14, ISSUE #33

ILLINOIS REGISTER

SECTIONS AFFECTED INDEX

AUGUST 17, 1990

TITLE 50 (CONT'D.)

II.D	n	(P-8828)	3119.20	am	(P-12127)		
II.E	n	(P-8828)	3119.30	am	(P-12127)		
II.F	n	(P-8828)	3119.40	am	(P-12127)		
II.G	n	(P-8828)	3119.50	am	(P-12127)		
II.H	n	(P-8828)	3119.60	am	(P-12127)		
II.I	n	(P-8828)	3119.70	am	(P-12127)		
II.J	n	(P-8828)	3119.Ex.A	am	(P-12127)		
II.K	n	(P-8828)	3119.Ex.B	am	(P-12127)		
II.L	n	(P-8828)	3119.Ex.C	am	(P-12127)		
II.M	n	(P-8828)	3119.Ex.D	am	(P-12127)		
II.N	n	(P-8828)	7030.100	am	(P-12127)		
II.O	n	(P-8828)	7030.Ap.A	n	(E-4913) (P-5655; A-13141)		
II.P	n	(P-8828)	7040.10	am	(E-4913) (P-5655)		
II.Q	n	(P-8828)	7040.40	am	(E-4940) (P-5682; A-13173)		
II.R	n	(P-8828)	7040.70	am	(E-4940) (P-5682; A-13173)		
II.S	n	(P-8828)	7100.100	am	(E-4920) (P-5662; A-13149)		
II.T	n	(P-8828)	7110.80	n	(E-4929) (P-5671; A-13161)		
II.U	n	(P-8828)	8010.10	n	(P-14349/89; A-2952)		
II.V	n	(P-8828)	8010.20	n	(P-14349/89; A-2952)		
II.W	n	(P-8828)	8010.20	n	(P-14349/89; A-2952)		
II.X	n	(P-8828)	8010.30	am	(P-7417)		
II.Y	n	(P-8828)	8010.30	n	(P-14349/89; A-2952)		
2011.10	am	(P-11075)	8010.40	am	(P-7417)		
2011.20	am	(P-11075)	8010.40	n	(P-14349/89; A-2952)		
2011.40	am	(P-11075)	8010.50	n	(P-14349/89; A-2952)		
2011.45	am	(P-11075)	8010.60	n	(P-14349/89; A-2952)		
2011.50	am	(P-11075)	8010.70	n	(P-14349/89; A-2952)		
2011.Ap.A	am	(P-11075)	8010.80	am	(P-7417)		
2011.Ap.B	r	(P-11075)	8100.100	n	(P-16; A-8600) (E-305)		
2011.Ap.C	r	(P-11075)	8100.105	n	(P-16; A-8600) (E-305)		
2012.10	n	(P-9181/89; A-10345)	8100.110	n	(P-16; A-8600) (E-305)		
2012.20	n	(P-9181/89; A-10345)	8100.114	n	(P-16; A-8600) (E-305)		
2012.30	n	(P-9181/89; A-10345)	8100.115	n	(P-16; A-8600) (E-305)		
2012.40	n	(P-9181/89; A-10345)	8100.120	n	(P-16; A-8600) (E-305)		
2012.50	n	(P-9181/89; A-10345)	8100.121	n	(P-16; A-8600) (E-305)		
2012.60	n	(P-9181/89; A-10345)	8100.125	n	(P-16; A-8600) (E-305)		
2012.70	n	(P-9181/89; A-10345)	8100.130	n	(P-16; A-8600) (E-305)		
2012.80	n	(P-9181/89; A-10345)	8100.135	n	(P-16; A-8600) (E-305)		
2012.90	n	(P-9181/89; A-10345)	8100.140	n	(P-16; A-8600) (E-305)		
2012.100	n	(P-9181/89; A-10345)	8100.145	n	(P-16; A-8600) (E-305)		
2012.110	n	(P-9181/89; A-10345)	8100.150	n	(P-16; A-8600) (E-305)		
2012.120	n	(P-9181/89; A-10345)	8100.155	n	(P-16; A-8600) (E-305)		
2012.130	n	(P-9181/89; A-10345)	8100.170	n	(P-16; A-8600) (E-305)		
2012.140	n	(P-9181/89; A-10345)	8100.190	n	(P-16; A-8600) (E-305)		
2012.Ex.A	n	(P-9181/89; A-10345)	8100.200	n	(P-16; A-8600) (E-305)		
2012.Ex.B	n	(P-9181/89; A-10345)	8100.205	n	(P-16; A-8600) (E-305)		
2012.Ex.C	n	(P-9181/89; A-10345)	8100.210	n	(P-16; A-8600) (E-305)		
2013.10	n	(P-1729)	8100.215	n	(P-16; A-8600) (E-305)		
2013.20	n	(P-1729)	8100.220	n	(P-16; A-8600) (E-305)		
2013.30	n	(P-1729)	8100.225	n	(P-16; A-8600) (E-305)		
2013.40	n	(P-1729)	8100.230	n	(P-16; A-8600) (E-305)		
2013.50	n	(P-1729)	8100.235	n	(P-16; A-8600) (E-305)		
2013.60	n	(P-1729)	8100.240	n	(P-16; A-8600) (E-305)		
2013.70	n	(P-1729)	8100.245	n	(P-16; A-8600) (E-305)		
3113.50	am	(P-12933/89; A-2088)	8100.250	n	(P-16; A-8600) (E-305)		
3113.60	am	(P-12933/89; A-2088)	8100.255	n	(P-16; A-8600) (E-305)		
3118.10	am	(P-8454)	8100.260	n	(P-16; A-8600) (E-305)		
3118.30	r	(P-8454)	8100.265	n	(P-16; A-8600) (E-305)		
3118.40	r	(P-8454)	8100.270	n	(P-16; A-8600) (E-305)		
3118.60	am	(P-8454)	8100.275	n	(P-16; A-8600) (E-305)		
3118.70	r	(P-8454)	8100.280	n	(P-16; C-1049; A-8600) (E-305)		(E-305)
3118.80	am	(P-8454)	8100.400	n	(P-16; A-8600) (E-305)		
3118.100	r	(P-8454)	8100.401	n	(P-16; A-8600) (E-305)		
3118.110	r	(P-8454)	8100.402	n	(P-16; A-8600) (E-305)		

TITLE 59 (CONT'D)			TITLE 62 (CONT'D)		
119.230	n	(P-13377/89; W-3696) (P-3356)	200.101	n	(P-18061/89; A-3503)
119.235	n	(P-13377/89; W-3696) (P-3356)	200.102	n	(P-18061/89; A-3503)
119.240	n	(P-3356)	200.103	n	(P-18061/89; A-3503)
119.245	n	(P-3356)	200.104	n	(P-18061/89; A-3503)
119.250	n	(P-3356)	200.105	n	(P-18061/89; A-3503)
119.255	n	(P-3356)	200.106	n	(P-18061/89; A-3503)
119.260	n	(P-3356)	200.107	n	(P-18061/89; A-3503)
119.265	n	(P-3356)	200.108	n	(P-18061/89; A-3503)
119.300	n	(P-13377/89; W-3696) (P-3356)	200.109	n	(P-18061/89; A-3503)
119.305	n	(P-13377/89; W-3696) (P-3356)	200.201	n	(P-18061/89; A-3503)
119.310	n	(P-13377/89; W-3696) (P-3356)	200.202	n	(P-18061/89; A-3503)
119.315	n	(P-13377/89; W-3696) (P-3356)	200.203	n	(P-18061/89; A-3503)
119.320	n	(P-13377/89; W-3696) (P-3356)	200.204	n	(P-18061/89; A-3503)
119.325	n	(P-13377/89; W-3696) (P-3356)	200.205	n	(P-18061/89; A-3503)
119.330	n	(P-13377/89; W-3696) (P-3356)	200.206	n	(P-18061/89; A-3503)
119.335	n	(P-13377/89; W-3696) (P-3356)	200.300	n	(P-18061/89; A-3503)
119.340	n	(P-13377/89; W-3696)	200.301	n	(P-18061/89; A-3503)
119.345	n	(P-13377/89; W-3696)	200.302	n	(P-18061/89; A-3503)
119.350	n	(P-13377/89; W-3696)	200.401	n	(P-18061/89; A-3503)
119.355	n	(P-13377/89; W-3696)	200.402	n	(P-18061/89; A-3503)
119.360	n	(P-13377/89; W-3696)	200.500	n	(P-18061/89; A-3503)
119.365	n	(P-13377/89; W-3696)	200.501	n	(P-18061/89; A-3503)
119.370	n	(P-13377/89; W-3696)	200.502	n	(P-18061/89; A-3503)
119.375	n	(P-13377/89; W-3696)	200.503	n	(P-18061/89; A-3503)
119.380	n	(P-13377/89; W-3696)	200.504	n	(P-18061/89; A-3503)
119.385	n	(P-13377/89; W-3696)	200.505	n	(P-18061/89; A-3503)
119.390	n	(P-13377/89; W-3696)	200.600	n	(P-18061/89; A-3503)
119.395	n	(P-13377/89; W-3696)	200.601	n	(P-18061/89; A-3503)
119.400	n	(P-13377/89; W-3696)	200.602	n	(P-18061/89; A-3503)
119.405	n	(P-13377/89; W-3696)	200.603	n	(P-18061/89; A-3503)
119.410	n	(P-13377/89; W-3696)	200.604	n	(P-18061/89; A-3503)
119.415	n	(P-13377/89; W-3696)	200.700	n	(P-18061/89; A-3503)
119.420	n	(P-13377/89; W-3696)	200.701	n	(P-18061/89; A-3503)
119.425	n	(P-13377/89; W-3696)	200.702	n	(P-18061/89; A-3503)
119.430	n	(P-13377/89; W-3696)	200.800	n	(P-18061/89; A-3503)
119.435	n	(P-13377/89; W-3696)	200.801	n	(P-18061/89; A-3503)
119.440	n	(P-13377/89; W-3696)	200.802	n	(P-18061/89; A-3503)
119.445	n	(P-13377/89; W-3696)	200.803	n	(P-18061/89; A-3503)
119.450	n	(P-13377/89; W-3696)	200.804	n	(P-18061/89; A-3503)
119.455	n	(P-13377/89; W-3696)	200.805	n	(P-18061/89; A-3503)
119.460	n	(P-13377/89; W-3696)	200.806	n	(P-18061/89; A-3503)
119.465	n	(P-13377/89; W-3696)	200.807	n	(P-18061/89; A-3503)
119.470	am	(P-1708)	200.808	n	(P-18061/89; A-3503)
301.20	am	(P-1708)	200.809	n	(P-18061/89; A-3503)
301.30	am	(P-1708)	200.810	n	(P-18061/89; A-3503)
301.40	am	(P-1708)	200.900	n	(P-18061/89; A-3503)
301.50	am	(P-1708)	200.901	n	(P-18061/89; A-3503)
301.60	am	(P-1708)	200.902	n	(P-18061/89; A-3503)
TITLE 62			200.903	n	(P-18061/89; A-3503)
200.10	r	(P-18056/89; A-3501)	200.904	n	(P-18061/89; A-3503)
200.10	n	(P-18061/89; A-3503)	200.905	n	(P-18061/89; A-3503)
200.11	n	(P-18061/89; A-3503)	200.906	n	(P-18061/89; A-3503)
200.12	n	(P-18061/89; A-3503)	200.907	n	(P-18061/89; A-3503)
200.20	n	(P-18056/89; A-3501)	200.908	n	(P-18061/89; A-3503)
200.30	r	(P-18056/89; A-3501)	200.909	n	(P-18061/89; A-3503)
200.40	r	(P-18056/89; A-3501)	200.910	n	(P-18061/89; A-3503)
200.50	r	(P-18056/89; A-3501)	200.911	n	(P-18061/89; A-3503)
200.60	r	(P-18056/89; A-3501)	200.912	n	(P-18061/89; A-3503)
200.70	r	(P-18056/89; A-3501)	200.913	n	(P-18061/89; A-3503)
200.80	r	(P-18056/89; A-3501)	200.914	n	(P-18061/89; A-3503)
200.90	r	(P-18056/89; A-3501)	200.915	n	(P-18061/89; A-3503)
200.100	n	(P-18061/89; A-3503)	200.10	am	(P-15226/89; A-2317)

[illegible][illegible]

TITLE 77 (CONT'D)		TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
590.240	(P-8503)	n	(P-8503)	640.Ex.A	n
590.300	(E-8725; O-13042) (P-8503)	n	(E-8725; O-13042) (P-8503)	640.Ex.B	n
590.310	(E-8725; O-13042) (P-8503)	n	(E-8725; O-13042) (P-8503)	640.Ap.E	n
590.320	(E-8725; O-13042) (P-8503)	n	(E-8725; O-13042) (P-8503)	640.Ex.A	n
590.330	(E-8725; O-13042) (P-8503)	n	(E-8725; O-13042) (P-8503)	640.Ex.B	n
590.400	(E-8725; O-13042) (P-8503)	n	(E-8725; O-13042) (P-8503)	640.Ex.C	n
590.410	(E-8725; O-13042) (P-8503)	n	(E-8725; O-13042) (P-8503)	640.Ex.D	n
590.420	(E-8725; O-13042) (P-8503)	n	(E-8725; O-13042) (P-8503)	640.Ex.E	n
590.Ap.A	(P-8503)	n	(P-8503)	640.Ap.F	n
590.Ap.B	(P-8503)	n	(P-8503)	640.Ex.A	n
590.Ap.C	(P-8503)	n	(P-8503)	640.Ex.B	n
590.Ap.D	(E-8725; O-13042) (P-8503)	n	(E-8725; O-13042) (P-8503)	640.Ex.C	n
600.110	(P-10035/89; A-840)	r	(P-10035/89; A-840)	640.Ex.D	n
600.120	(P-10035/89; A-840)	am	(P-10035/89; A-840)	640.Ex.E	n
600.230	(P-10035/89; A-840)	am	(P-10035/89; A-840)	640.Ex.F	n
600.250	(P-10035/89; A-840)	am	(P-10035/89; A-840)	640.Ex.G	n
600.510	(P-10035/89; A-840)	am	(P-10035/89; A-840)	640.Ex.H	n
600.900	(P-10035/89; A-840)	am	(P-10035/89; A-840)	640.Ex.I	n
600.910	(P-10035/89; A-840)	am	(P-10035/89; A-840)	640.Ex.J	n
600.910	(P-10035/89; A-840)	#	(P-10035/89; A-840)	640.Ex.K	n
600.920	(P-10035/89; A-840)	r	(P-10035/89; A-840)	640.Ex.L	n
600.920	(P-10035/89; A-840)	#	(P-10035/89; A-840)	640.Ex.M	n
600.930	(P-10035/89; A-840)	r	(P-10035/89; A-840)	640.Ex.N	n
600.930	(P-10035/89; A-840)	#	(P-10035/89; A-840)	640.Ex.O	n
600.1100	(P-10035/89; A-840)	am	(P-10035/89; A-840)	640.Ex.P	n
600.1110	(P-10035/89; A-840)	am	(P-10035/89; A-840)	640.Ex.Q	n
600.1120	(P-10035/89; A-840)	am	(P-10035/89; A-840)	640.Ex.R	n
600.1130	(P-10035/89; A-840)	am	(P-10035/89; A-840)	640.Ex.S	n
600.1140	(P-10035/89; A-840)	am	(P-10035/89; A-840)	640.Ex.T	n
600.1400	(P-10035/89; A-840)	am	(P-10035/89; A-840)	640.Ex.U	n
615.100	(P-10137/89; A-805)	r	(P-10137/89; A-805)	640.Ex.V	n
615.110	(P-10137/89; A-805)	am	(P-10137/89; A-805)	640.Ex.W	n
615.140	(P-10137/89; A-805)	r	(P-10137/89; A-805)	640.Ex.X	n
615.150	(P-10137/89; A-805)	am	(P-10137/89; A-805)	640.Ex.Y	n
615.160	(P-10137/89; A-805)	am	(P-10137/89; A-805)	640.Ex.Z	n
615.200	(P-10137/89; A-805)	am	(P-10137/89; A-805)	640.Ex.A	n
615.310	(P-10137/89; A-805)	am	(P-10137/89; A-805)	640.Ex.B	n
615.320	(P-10137/89; A-805)	am	(P-10137/89; A-805)	640.Ex.C	n
615.330	(P-10137/89; A-805)	am	(P-10137/89; A-805)	640.Ex.D	n
615.360	(P-10137/89; A-805)	am	(P-10137/89; A-805)	640.Ex.E	n
615.370	(P-10137/89; A-805)	am	(P-10137/89; A-805)	640.Ex.F	n
615.510	(P-10137/89; A-805)	am	(P-10137/89; A-805)	640.Ex.G	n
615.520	(P-10137/89; A-805)	am	(P-10137/89; A-805)	640.Ex.H	n
615.530	(P-10137/89; A-805)	am	(P-10137/89; A-805)	640.Ex.I	n
615.540	(P-10137/89; A-805)	am	(P-10137/89; A-805)	640.Ex.J	n
630.10	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.K	n
630.20	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.L	n
630.25	(P-10060/89; A-11219)	n	(P-10060/89; A-11219)	640.Ex.M	n
630.30	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.N	n
630.40	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.O	n
630.50	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.P	n
630.60	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.Q	n
630.70	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.R	n
630.80	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.S	n
630.90	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.T	n
630.100	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.U	n
630.110	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.V	n
630.120	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.W	n
630.130	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.X	n
630.140	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.Y	n
630.150	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.Z	n
630.160	(P-10060/89; A-11219)	am	(P-10060/89; A-11219)	640.Ex.A	n

SECTIONS AFFECTED INDEX

TITLE 77 (CONT'D)

920.160	am	(P-15338/89; A-228) (P-5484)	r	1150.440	r	(P-5580/89; A-5168)
935.10	am	(P-2498; A-12633)	r	1150.450	r	(P-5580/89; A-5168)
935.20	am	(P-2498; A-12633)	r	1160.110	r	(P-17280/89; A-5175)
935.25	am	(P-2498; A-12633)	r	1160.120	r	(P-17280/89; A-5175)
935.30	am	(P-2498; A-12633)	r	1160.210	r	(P-17280/89; A-5175)
935.35	am	(P-2498; A-12633)	r	1160.220	r	(P-17280/89; A-5175)
935.40	am	(P-2498; A-12633)	r	1160.230	r	(P-17280/89; A-5175)
935.45	am	(P-2498; A-12633)	r	1160.310	r	(P-17280/89; A-5175)
935.50	am	(P-2498; A-12633)	r	1160.410	r	(P-17280/89; A-5175)
935.60	am	(P-2498; A-12633)	r	1160.420	r	(P-17280/89; A-5175)
935.65	am	(P-2498; A-12633)	r	1160.430	r	(P-17280/89; A-5175)
935.70	am	(P-2498; A-12633)	r	1160.440	r	(P-17280/89; A-5175)
935.80	am	(P-2498; A-12633)	r	1160.450	r	(P-17280/89; A-5175)
935.85	am	(P-2498; A-12633)	r	1160.510	r	(P-17280/89; A-5175)
935.90	am	(P-2498; A-12633)	r	1160.520	r	(P-17280/89; A-5175)
935.100	am	(P-2498; A-12633)	r	1160.530	r	(P-17280/89; A-5175)
935.105	am	(P-2498; A-12633)	r	1160.610	r	(P-17280/89; A-5175)
935.110	am	(P-2498; A-12633)	r	1160.620	r	(P-17280/89; A-5175)
935.120	am	(P-2498; A-12633)	r	1160.630	r	(P-17280/89; A-5175)
935.130	am	(P-2498; A-12633)	r	1160.640	r	(P-17280/89; A-5175)
1130.110	am	(P-17245/89; A-7183)	r	1160.650	r	(P-17280/89; A-5175)
1130.120	am	(P-17245/89; A-7183)	r	1160.710	r	(P-17280/89; A-5175)
1130.130	am	(P-17245/89; A-7183)	r	1160.720	r	(P-17280/89; A-5175)
1130.140	am	(P-17245/89; A-7183)	r	1160.730	r	(P-17280/89; A-5175)
1130.150	am	(P-17245/89; A-7183)	r	1160.740	r	(P-17280/89; A-5175)
1130.210	am	(P-17245/89; A-7183)	r	1160.750	r	(P-17280/89; A-5175)
1130.220	am	(P-17245/89; A-7183)	r	1160.760	r	(P-17280/89; A-5175)
1130.310	am	(P-17245/89; A-7183)	r	1160.770	r	(P-17280/89; A-5175)
1130.410	am	(P-17245/89; A-7183)	r	1160.780	r	(P-17280/89; A-5175)
1130.510	am	(P-17245/89; A-7183)	r	1160.790	r	(P-17280/89; A-5175)
1130.520	am	(P-17245/89; A-7183)	r	1190.10	am	(P-16917/89; A-5550)
1130.530	am	(P-17245/89; A-7183)	r	1190.20	am	(P-16917/89; A-5550)
1130.540	am	(P-17245/89; A-7183)	r	1190.25	am	(P-16917/89; A-5550)
1130.550	am	(P-17245/89; A-7183)	r	1190.30	am	(P-16917/89; A-5550)
1130.560	am	(P-17245/89; A-7183)	r	1190.40	am	(P-16917/89; A-5550)
1130.570	am	(P-17245/89; A-7183)	r	1190.50	am	(P-16917/89; A-5550)
1130.610	am	(P-17245/89; A-7183)	r	1190.60	am	(P-16917/89; A-5550)
1130.620	am	(P-17245/89; A-7183)	r	1190.70	am	(P-16917/89; A-5550)
1130.630	am	(P-17245/89; A-7183)	r	1190.80	am	(P-16917/89; A-5550)
1130.640	am	(P-17245/89; A-7183)	r	1220.10	am	(P-16714/89; A-5172)
1130.650	am	(P-17245/89; A-7183)	r	1220.20	am	(P-16714/89; A-5172)
1130.660	am	(P-17245/89; A-7183)	r	1220.30	am	(P-16714/89; A-5172)
1130.670	am	(P-17245/89; A-7183)	r	1220.40	am	(P-16714/89; A-5172)
1130.680	am	(P-17245/89; A-7183)	r	1230.510	am	(P-6708/89; A-5165)
1130.710	am	(P-17245/89; A-7183)	r	1230.520	am	(P-6708/89; A-5165)
1130.720	am	(P-17245/89; A-7183)	r	1230.530	am	(P-6708/89; A-5165)
1130.730	am	(P-17245/89; A-7183)	r	1240.80	am	(P-6457)
1130.740	am	(P-17245/89; A-7183)	r	1240.85	am	(P-6457)
1130.750	am	(P-17245/89; A-7183)	r	2058.105	am	(P-6457)
1130.760	am	(P-17245/89; A-7183)	r	2058.110	am	(P-6457)
1130.770	am	(P-17245/89; A-7183)	r	2058.120	am	(P-6457)
1130.780	am	(P-17245/89; A-7183)	r	2058.125	am	(P-6457)
1130.810	am	(P-17245/89; A-7183)	r	2058.303	am	(P-6457)
1130.815	am	(P-17245/89; A-7183)	r	2058.306	am	(P-6457)
1130.820	am	(P-17245/89; A-7183)	r	2058.309	am	(P-6457)
1130.830	am	(P-17245/89; A-7183)	r	2058.312	am	(P-6457)
1130.840	am	(P-17245/89; A-7183)	r	2058.315	am	(P-6457)
1130.850	am	(P-17245/89; A-7183)	r	2058.318	am	(P-6457)
1130.860	am	(P-17245/89; A-7183)	r	2058.319	am	(P-6457)
1130.870	am	(P-17245/89; A-7183)	r	2058.321	am	(P-6457)
1130.880	am	(P-17245/89; A-7183)	r	2058.327	am	(P-6457)
1130.890	am	(P-17245/89; A-7183)	r	2058.330	am	(P-6457)
1130.900	am	(P-17245/89; A-7183)	r	2058.333	am	(P-6457)
1130.910	am	(P-17245/89; A-7183)	r	2058.336	am	(P-6457)

TITLE 77 (CONT'D)

2058.342	am	(P-6457)	310. Ap.D	1100.10	am	(P-5269) (E-11330)
2058.343	am	(P-6457)	1100.10	1100.10	am	(P-1327/89; A-1270)
2058.348	am	(P-6457)	1100.30	1100.30	am	(P-1327/89; A-1270)
2058.354	am	(P-6457)	1100.40	1100.40	am	(P-1327/89; A-1270)
2058.366	am	(P-6457)	1100.70	1100.70	am	(P-1327/89; A-1270)
2058.400	am	(P-6457)	1100.80	1100.80	am	(P-1327/89; A-1270)
2058.405	am	(P-6457)	1100.90	1100.90	n	(P-1327/89; A-1270)
2058.410	am	(P-6457)	1100.100	1100.100	n	(P-1327/89; A-1270)
2058.600	am	(P-6457)	1105.10	1105.10	am	(P-1335/89; A-1278)
2058.705	am	(P-6457)	1105.20	1105.20	am	(P-1335/89; A-1278)
2058.805	am	(P-6457)	1105.30	1105.30	am	(P-1335/89; A-1278)
2058.900	am	(P-6457)	1105.40	1105.40	am	(P-1335/89; A-1278)
2058.905	am	(P-6457)	1105.50	1105.50	am	(P-1335/89; A-1278)
2160.110	n	(P-4288)	1105.80	1105.80	am	(P-1335/89; A-1278)
2160.120	n	(P-4288)	1105.100	1105.100	am	(P-1335/89; A-1278)
2160.130	n	(P-4288)	1105.110	1105.110	am	(P-1335/89; A-1278)
2510.35	am	(P-8198/89; A-2078)	1105.120	1105.120	am	(P-1335/89; A-1278)
2510.40	am	(P-8198/89; A-2078)	1105.130	1105.130	r	(P-1335/89; A-1278)
3000.100	am	(P-19005/89; A-10337)	1105.140	1105.140	am	(P-1335/89; A-1278)
3000.200	am	(P-19005/89; A-10337)	1105.160	1105.160	am	(P-1335/89; A-1278)
3000.210	am	(P-19005/89; A-10337)	1105.170	1105.170	am	(P-1335/89; A-1278)
3000.230	am	(P-19005/89; A-10337)	1105.220	1105.220	am	(P-1335/89; A-1278)
3000.40	am	(P-19005/89; A-10337)	1110.40	1110.40	am	(P-1335/89; A-1278)
3000.40	am	(P-19005/89; A-10337)	1110.50	1110.50	am	(P-1335/89; A-1278)
303.30	am	(P-16365/89; A-3679)	1110.60	1110.60	am	(P-1335/89; A-1278)
310.110	am	(P-17169/89; A-3433)	1110.70	1110.70	r	(P-1335/89; A-1278)
310.130	am	(P-5269) (E-11330)	1110.80	1110.80	n	(P-1335/89; A-1278)
310.230	am	(P-17521/89; A-4455) (P-7675)	1110.90	1110.90	am	(P-1335/89; A-1278)
310.270	am	(P-1627)	1110.110	1110.110	am	(P-1335/89; A-1278)
310.280	am	(P-17521/89; A-4455) (P-7675)	1110.140	1110.140	am	(P-1335/89; A-1278)
310.290	am	(P-10189)	1110.150	1110.150	am	(P-1335/89; A-1278)
310.300	am	(P-15141/89; A-615) (P-5269)	1110.160	1110.160	am	(P-1335/89; A-1278)
310.450	am	(P-5269) (E-11330)	1110.170	1110.170	am	(P-1335/89; A-1278)
310.456	am	(P-5269) (E-11330)	1120.20	1120.20	n	(P-1335/89; A-1278)
310.530	am	(P-5269) (E-11330)	1200.30	1200.30	am	(P-1335/89; A-1278)
310.540	am	(P-5269) (E-11330) (P-10974; W-12321)	1200.90	1200.90	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.10	1210.10	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.30	1210.30	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.40	1210.40	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.50	1210.50	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.60	1210.60	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.70	1210.70	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.100	1210.100	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.110	1210.110	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.120	1210.120	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.130	1210.130	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.140	1210.140	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.150	1210.150	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.160	1210.160	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.170	1210.170	am	(P-1335/89; A-1278)
310.540	am	(P-427; A-10002) (P-7675)	1210.180	1210.180	am	(P-1335/89; A-1278)

TITLE 80 (CONT'D)

1210.190	(P-7726)	n	2160.510	(P-4288)	n
1220.10	(P-7756)	n	2160.520	(P-4288)	n
1220.30	(P-7756)	n	2160.610	(P-4288)	n
1220.50	(P-7756)	n	2160.620	(P-4288)	n
1220.80	(P-7756)	n	2160.710	(P-4288)	n
1230.10	(P-7700)	am	2160.720	(P-4288)	n
1230.20	(P-7700)	am	3000.Ap.A	(P-1548; A-10014)	am
1230.30	(P-7700)	am			
1230.40	(P-7700)	am			
1230.50	(P-7700)	am			
1230.60	(P-7700)	am			
1230.70	(P-7700)	am			
1230.80	(P-7700)	am			
1230.90	(P-7700)	am			
1230.100	(P-7700)	am			
1230.110	(P-7700)	am			
1230.120	(P-7700)	am			
1230.140	(P-7700)	am			
1230.150	(P-7700)	am			
1230.160	(P-7700)	am			
1230.180	(P-7700)	am			
1230.190	(P-7700)	am			
1230.200	(P-7700)	am			
1230.220	(P-7700)	am			
1540.80	(P-4880; A-10498)	am	281.100	(P-4312; A-11188)	r
1540.90	(P-4880; A-10498)	am	281.Ex. A	(P-4312; A-11188)	r
1540.250	(P-4880; RC-10149; A-10498)	am	281.Ex. D	(P-4312; A-11188)	r
1600.40	(P-1228; A-6789)	am	281.Ex. E	(P-4312; A-11188)	r
1650.110	(P-11742)	am	281.Ex. F	(P-4312; A-11188)	r
1650.210	(P-11742)	am	281.Ex. G	(P-4312; A-11188)	r
1650.230	(P-11742)	am	281.Ex. H	(P-4312; A-11188)	r
1650.290	(P-11742)	am	281.Ap. A	(P-4312; A-11188)	r
1650.320	(P-11742)	am	285.110	(P-5229/89; A-6000)	am
1650.325	(P-11742)	am	285.115	(P-5229/89; A-6000)	am
1650.340	(P-11742)	am	285.130	(P-5229/89; A-6000)	am
1650.350	(P-11742)	am	285.140	(P-5229/89; A-6000)	am
1650.360	(P-11742)	am	285.145	(P-5229/89; A-6000)	am
1650.370	(P-11742)	am	285.150	(P-5229/89; A-6000)	am
1650.410	(P-11742)	am	285.160	(P-5229/89; A-6000)	am
1650.440	(P-11742)	am	285.170	(P-5229/89; A-6000)	am
1650.450	(P-11742)	am	285.210	(P-5229/89; A-6000)	am
1650.520	(P-11742)	am	285.310	(P-5229/89; A-6000)	am
2120.30	(P-10603)	am	285.410	(P-5229/89; A-6000)	am
2120.310	(P-10603)	am	285.420	(P-5229/89; A-6000)	am
2120.320	(P-10603)	am	285.1000	(P-5229/89; A-6000)	n
2120.330	(P-10603)	am	285.1005	(P-5229/89; A-6000)	n
2120.440	(P-10603)	am	285.1010	(P-5229/89; A-6000)	n
2120.510	(P-10603)	am	285.1015	(P-5229/89; A-6000)	n
2120.520	(P-10603)	am	285.2000	(P-5229/89; A-6000)	n
2120.610	(P-10603)	am	285.2005	(P-5229/89; A-6000)	n
2160.110	(P-4288)	n	285.2010	(P-5229/89; A-6000)	n
2160.120	(P-4288)	n	285.2015	(P-5229/89; A-6000)	n
2160.210	(P-4288)	n	285.2020	(P-5229/89; A-6000)	n
2160.220	(P-4288)	n	285.2025	(P-5229/89; A-6000)	n
2160.230	(P-4288)	n	285.2030	(P-5229/89; A-6000)	n
2160.240	(P-4288)	n	285.2035	(P-5229/89; A-6000)	n
2160.250	(P-4288)	n	285.2040	(P-5229/89; A-6000)	n
2160.310	(P-4288)	n	285.2045	(P-5229/89; A-6000)	n
2160.320	(P-4288)	n	285.2050	(P-5229/89; A-6000)	n
2160.330	(P-4288)	n	285.2055	(P-5229/89; A-6000)	n
2160.410	(P-4288)	n	285.2060	(P-5229/89; A-6000)	n
2160.420	(P-4288)	n	285.2065	(P-5229/89; A-6000)	n

TITLE 83 (CONT'D)

285.2070	(P-5229/89; A-6000)	n	445.40	(P-13129/89; A-626)	n
285.2075	(P-5229/89; A-6000)	n	445.50	(P-13129/89; A-626)	n
285.2080	(P-5229/89; A-6000)	n	445.60	(P-13129/89; A-626)	n
285.2085	(P-5229/89; A-6000)	n	445.70	(P-13129/89; A-626)	n
285.2090	(P-5229/89; A-6000)	n	500.335	(P-16219/89; A-3463)	am
285.2095	(P-5229/89; A-6000)	n	505.10	(P-13361/89; A-1605)	am
285.2100	(P-5229/89; A-6000)	n	590.10	(P-19344/89; A-10018)	am
285.2105	(P-5229/89; A-6000)	n	710.1	(P-1552; A-10021)	am
285.2110	(P-5229/89; A-6000)	n	755.10	(P-15157/89; A-3042)	am
285.2115	(P-5229/89; A-6000)	n	755.210	(P-15157/89; A-3042)	am
285.2120	(P-5229/89; A-6000)	n	757.10	(P-2731)	am
285.2125	(P-5229/89; A-6000)	n	757.300	(P-2731)	n
285.3000	(P-5229/89; A-6000)	n	757.310	(P-2731)	n
285.3005	(P-5229/89; A-6000)	n	757.320	(P-2731)	n
285.3010	(P-5229/89; A-6000)	n	757.330	(P-2731)	n
285.3015	(P-5229/89; A-6000)	n	757.340	(P-2731)	n
285.3020	(P-5229/89; A-6000)	n	757.350	(P-2731)	n
285.3025	(P-5229/89; A-6000)	n	757.400	(P-2731)	n
285.3030	(P-5229/89; A-6000)	n	757.410	(P-2731)	n
285.3035	(P-5229/89; A-6000)	n	757.Ex.B	(P-2731)	n
285.3040	(P-5229/89; A-6000)	n	757.Ex.C	(P-2731)	n
285.3045	(P-5229/89; A-6000)	n	757.Ex.D	(P-2731)	n
285.3050	(P-5229/89; A-6000)	n	760.20	(P-13358/89; A-3037) (P-9631)	am
285.3055	(P-5229/89; A-6000)	n	780.5	(P-13100)	n
285.3060	(P-5229/89; A-6000)	n	780.10	(P-13100)	n
285.3061	(P-5229/89; A-6000)	n	780.20	(P-13100)	n
285.3065	(P-5229/89; A-6000)	n	780.30	(P-13100)	n
285.3070	(P-5229/89; A-6000)	n	780.Ap.A	(P-13100)	n
285.3075	(P-5229/89; A-6000)	n	780.Ap.B	(P-13100)	n
285.3080	(P-5229/89; A-6000)	n	900.5	(P-12680/89; A-624)	r
285.3085	(P-5229/89; A-6000)	n	900.10	(P-12680/89; A-624)	r
285.3090	(P-5229/89; A-6000)	n	900.20	(P-12680/89; A-624)	r
285.3095	(P-5229/89; A-6000)	n	900.30	(P-12680/89; A-624)	r
285.3100	(P-5229/89; A-6000)	n	900.40	(P-12680/89; A-624)	r
285.3110	(P-5229/89; A-6000)	n	900.50	(P-12680/89; A-624)	r
285.3115	(P-5229/89; A-6000)	n	900.60	(P-12680/89; A-624)	r
285.3120	(P-5229/89; A-6000)	n	900.70	(P-12680/89; A-624)	r
285.3125	(P-5229/89; A-6000)	n	900.80	(P-12680/89; A-624)	r
285.3130	(P-5229/89; A-6000)	n	900.90	(P-12680/89; A-624)	r
285.4001	(P-5229/89; A-6000)	n	900.100	(P-12680/89; A-624)	r
285.4005	(P-5229/89; A-6000)	n	900.110	(P-12680/89; A-624)	r
285.4010	(P-5229/89; A-6000)	n	900.120	(P-12680/89; A-624)	r
285.4015	(P-5229/89; A-6000)	n	900.130	(P-12680/89; A-624)	r
285.4020	(P-5229/89; A-6000)	n	900.140	(P-12680/89; A-624)	r
285.4025	(P-5229/89; A-6000)	n	900.150	(P-12680/89; A-624)	r
285.5000	(P-5229/89; A-6000)	n	900.160	(P-12680/89; A-624)	r
285.5005	(P-5229/89; A-6000)	n	900.170	(P-12680/89; A-624)	r
285.5010	(P-5229/89; A-6000)	n	1000.5	(P-12756/89; A-681)	r
285.5015	(P-5229/89; A-6000)	n	1000.10	(P-12756/89; A-681)	r
285.5020	(P-5229/89; A-6000)	n	1000.20	(P-12756/89; A-681)	r
285.5025	(P-5229/89; A-6000)	n	1000.30	(P-12756/89; A-681)	r
285.Ex.A	(P-5229/89; A-6000)	r	1000.40	(P-12756/89; A-681)	r
285.Ex.B	(P-5229/89; A-6000)	r	1000.50	(P-12756/89; A-681)	r
285.Ex.C	(P-5229/89; A-6000)	r	1000.60	(P-12756/89; A-681)	r
285.Ex.D	(P-5229/89; A-6000)	r	1000.70	(P-12756/89; A-681)	r
285.Ex.E	(P-5229/89; A-6000)	r	1000.80	(P-12756/89; A-681)	r
410.360	(P-16211/89; A-3454)	am	1000.90	(P-12756/89; A-681)	r
445.10	(P-13129/89; A-626)	am	1000.100	(P-12756/89; A-681)	r
445.20	(P-13129/89; A-626)	n	1000.110	(P-12756/89; A-681)	r
445.30	(P-13129/89; A-626)	n	1000.120	(P-12756/89; A-681)	r
		n	1000.130	(P-12756/89; A-681)	r

[illegible]

TITLE 89 (CONT'D)

337.180	n	(P-9273)	530.130	ann	(P-11676)
337.190	n	(P-9273)	530.140	ann	(P-11676)
337.200	n	(P-9273)	530.200	ann	(P-11676)
337.210	n	(P-9273)	530.230	ann	(P-11676)
410.10	n	(P-439; A-9407) (E-999)	530.240	ann	(P-11676)
410.20	n	(P-439; O-8206; R-9622; A-9407) (E-999)	530.250	n	(P-16927/89; A-5808)
410.30	n	(P-439; A-9407) (E-999)	540.40	ann	(P-9392)
410.40	n	(P-439; A-9407) (E-999)	552.30	ann	(P-9392)
410.50	n	(P-439; A-9407) (E-999)	552.60	ann	(P-9392)
410.60	n	(P-439; O-8206; R-9622; A-9407) (E-999)	552.90	ann	(P-9392)
410.70	n	(P-439; A-9407) (E-999)	562.30	ann	(P-12731)
410.80	n	(P-439; A-9407) (E-999)	567.20	ann	(P-12731)
410.90	n	(P-439; A-9407) (E-999)	567.30	ann	(P-12731)
410.100	n	(P-439; A-9407) (E-999)	567.60	ann	(P-5969)
410.110	n	(P-439; A-9407) (E-999)	572.60	ann	(P-5969)
410.120	n	(P-439; A-9407) (E-999)	572.90	ann	(P-16719/89; A-6785)
410.130	n	(P-439; A-9407) (E-999)	587.10	ann	(P-16719/89; A-6785)
410.140	n	(P-439; A-9407) (E-999)	587.120	ann	(P-16719/89; A-6785)
410.150	n	(P-439; A-9407) (E-999)	587.70	n	(P-16719/89; A-6785)
410.160	n	(P-439; A-9407) (E-999)	587.100	r	(P-16719/89; A-6785)
410.170	n	(P-439; A-9407) (E-999)	587.105	n	(P-11736)
410.180	n	(P-439; A-9407) (E-999)	587.110	ann	(P-11736)
410.190	n	(P-439; A-9407) (E-999)	587.120	ann	(P-11736)
410.200	n	(P-439; A-9407) (E-999)	587.600	ann	(P-16719/89; A-6785)
410.210	n	(P-439; A-9407) (E-999)	592.30	ann	(P-14338/89; A-1473)
410.220	n	(P-439; A-9407) (E-999)	592.30	ann	(P-14338/89; A-1473)
410.230	n	(P-439; A-9407) (E-999)	592.50	ann	(P-14338/89; A-1473)
410.240	n	(P-439; A-9407) (E-999)	592.55	n	(P-12257)
410.250	n	(P-439; A-9407) (E-999)	592.60	ann	(P-12257)
410.260	n	(P-439; A-9407) (E-999)	592.85	n	(P-12257)
410.270	n	(P-439; A-9407) (E-999)	602.20	ann	(P-14797/89; A-2598) (P-5974)
410.280	n	(P-439; A-9407) (E-999)	607.20	ann	(P-7087)
410.290	n	(P-439; A-9407) (E-999)	617.20	ann	(P-9385)
410.300	n	(P-439; A-9407) (E-999)	617.50	ann	(P-9385)
410.310	n	(P-439; A-9407) (E-999)	617.55	ann	(P-9385)
410.320	n	(P-439; A-9407) (E-999)	617.60	ann	(P-9385)
410.330	n	(P-439; A-9407) (E-999)	650.1	r	(P-6725)
410.340	n	(P-439; A-9407) (E-999)	650.10	r	(P-6725)
410.350	n	(P-439; A-9407) (E-999)	650.10	n	(P-6883)
410.360	n	(P-439; A-9407) (E-999)	650.20	r	(P-6725)
410.370	n	(P-439; A-9407) (E-999)	650.20	n	(P-6883)
410.380	n	(P-439; A-9407) (E-999)	650.30	r	(P-6725)
431.2	am	(P-4303)	650.30	n	(P-6725)
431.3	am	(P-4303)	650.40	r	(P-6725)
431.5	am	(P-4303)	650.40	n	(P-6883)
505.5	am	(P-12718)	650.50	r	(P-6725)
505.10	am	(P-12718)	650.50	n	(P-6883)
505.20	am	(P-12718)	650.60	r	(P-6725)
505.40	am	(P-12718)	650.60	n	(P-6883)
505.70	am	(P-12718)	650.70	r	(P-6725)
505.80	am	(P-12718)	650.70	n	(P-6883)
515.400	n	(P-9370)	650.80	r	(P-6725)
515.500	n	(P-9370)	650.80	n	(P-6883)
527.10	am	(P-8095)	650.90	r	(P-6725)
527.100	am	(P-8095)	650.90	n	(P-6883)
527.200	r	(P-8095)	650.100	r	(P-6725)
527.300	r	(P-8095)	650.100	n	(P-6883)
530.10	am	(P-11676)	650.110	n	(P-6883)
530.110	am	(P-11676)	650.120	n	(P-6883)

TITLE 89 (CONT'D)

650.140	n	(P-6683)	885.110	n	(P-6666)
650.150	n	(P-6683)	885.200	n	(P-6666)
650.160	n	(P-6683)	885.210	n	(P-6666)
650.200	r	(P-6725)	890.20	r	(P-2844)
650.500	r	(P-6725)	890.30	r	(P-2844)
650.600	r	(P-6725)	890.40	r	(P-2844)
650.700	r	(P-6725)	899.10	n	(P-3412; O-13029)
650.1000	r	(P-6725)	899.20	n	(P-3412; O-13029)
650.1000	r	(P-6725)	899.30	n	(P-3412; O-13029)
650.1000	r	(P-6725)	899.40	n	(P-3412; O-13029)
675.100	am	(P-14319/89; A-3222)	1200.30	am	(P-19885/89; A-5136)
675.300	am	(P-14319/89; A-3222)	1200.40	am	(P-19885/89; A-5136)
685.500	am	(P-8982)	1200.50	am	(P-19885/89; A-5136)
685.600	am	(P-8982)	1200.70	am	(P-19885/89; A-5136)
687.100	am	(P-8560)	1200.80	am	(P-19885/89; A-5136)
690.100	am	(P-9397)	1200.Ap.A	am	(P-19885/89; A-5136)
695.300	am	(P-12252)			
695.400	am	(P-12252)			
700.200	am	(P-14331/89; O-20407/89; R-2968; A-4900) (P-8103; C-9624)			
700.300	am	(P-14331/89; O-20407/89; R-2968; A-4900)			
712.100	am	(P-11702)	107.3	am	(P-16387/89; A-2633)
712.200	am	(P-11702)	107.301	am	(P-16387/89; A-2633)
712.300	am	(P-11702)	107.310	am	(P-16387/89; A-2633)
712.400	am	(P-11702)	107.311	am	(P-16387/89; A-2633)
712.1000	am	(P-11702)			
712.Ap.A	am	(P-11702)			
714.110	am	(P-12947/89; A-3652)	108.10	re	(A-3234)
714.130	am	(P-12947/89; A-3652)	108.Ap.A	re	(A-3234)
714.310	am	(P-12947/89; A-3652)	171.21	am	(P-16375/89; A-2621)
714.320	am	(P-12947/89; A-3652)	171.1000	am	(P-16375/89; A-2621)
716.100	n	(P-9994)	172.2000	am	(P-16382/89; A-2628)
716.200	n	(P-9994)	173.3000	am	(P-16393/89; A-2651)
716.300	n	(P-9994)	177.2000	am	(P-16367/89; A-2613)
716.400	n	(P-9994)	178.2000	am	(P-16400/89; A-2640)
716.500	n	(P-9994)	180.1000	am	(P-16371/89; A-2617)
716.600	n	(P-9994)	180.2000	n	(P-16371/89; A-2617)
730.400	am	(P-12224)	386.1000	n	(P-7472)
765.60	am	(P-12224)	386.1010	n	(P-7472)
795.100	am	(P-3407)	386.1020	n	(P-7472)
795.110	r	(P-3407)	386.1030	n	(P-7472)
810.10	am	(P-13739/89; A-3661)	386.1040	n	(P-7472)
830.50	am	(P-12234)	386.1050	n	(P-7472)
843.10	am	(P-12212)	386.1060	n	(P-7472)
843.20	am	(P-12212)	386.1070	n	(P-7472)
843.30	am	(P-12212)	386.1080	n	(P-7472)
843.50	am	(P-12212)	386.1090	n	(P-7472)
843.60	am	(P-12212)	386.1100	n	(P-7472)
843.70	am	(P-12212)	386.1110	n	(P-7472)
843.120	am	(P-12212)	386.1120	n	(P-7472)
843.150	am	(P-12212)	386.1130	n	(P-7472)
843.160	am	(P-12212)	386.1140	n	(P-7472)
843.180	am	(P-12212)	386.1150	n	(P-7472)
845.11	n	(P-12240)	386.1160	n	(P-7472)
845.20	am	(P-12240)	386.1170	n	(P-7472)
845.30	am	(P-12240)	386.1180	n	(P-7472)
845.40	am	(P-12240)	386.1190	n	(P-7472)
845.50	am	(P-12240)	386.1200	n	(P-7472)
845.60	am	(P-12240)	390.1000	n	(P-7452)
845.70	am	(P-12240)	390.1010	n	(P-7452)
845.80	am	(P-12240)	390.1020	n	(P-7452)
845.90	am	(P-12240)	390.1030	n	(P-7452)
845.100	am	(P-12240)	390.2000	n	(P-7452)
845.110	am	(P-6666)	390.2010	n	(P-7452)
845.120	am	(P-6666)	391.1000	n	(P-7487)
885.100	n	(P-6666)			

